



## AGENDA STATE BOARD OF EDUCATION

May 14, 2007

Arkansas Department of Education

State Education Building

9:00 AM

Chair's Report – Diane Tatum

Commissioner's Report – Dr. T. Kenneth James

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### Consent Agenda

**C-1 Minutes - April 9, 2007**

**C-2 Commitment to Principles of Desegregation Settlement Agreement: Report on the Execution of the Implementation Plan**

*\* By the Court Order of December 1, 1993, the Department of Education is required to file a monthly Project Management Tool to the court and the parties to assure its commitment to the Desegregation Plan. This report describes the progress the ADE has made since March 15, 1994, in complying with the provisions of the Implementation Plan (Plan) and itemizes the ADE's progress against the timelines presented in the Plan. Process \* In May, the report emphasizes the following: 1. Summary of the PMT for April.*

**C-3 Newly Employed, Promotions and Separations**

*The applicant data from this information is used to compile the Applicant Flow Chart forms for the Affirmative Action Report, which demonstrates the composition of applicants through the selecting, hiring, promoting and terminating process. Process To communicate to the members of the State Board on monthly personnel actions. The information is needed to measure the effectiveness of our recruitment, hiring and promotion efforts and is in conformity with federal government guidelines, which require us to compile statistical information about applicants for employment.*

**C-4 Report on Waivers to School Districts for Teachers Teaching Out-of-Area for Longer than Thirty (30) Consecutive Days, Act 1623 of 2001**

*Act 1623 of 2001 requires local school districts to secure a waiver when classrooms are staffed with unlicensed teachers for longer than 30 days. Waiver requests were received from 31 districts covering a total of 71 positions. None of these requests were from a district in academic distress. These requests have been reviewed by Department staff and are consistent with program guidelines.*

**C-5 Distance Learning Utilization Guidelines**

*Distance Learning is the technology and educational process used to provide instruction when the student and primary instructor are not physically present at the same time and/or place. Arkansas uses several methods to deliver distance education to the K-12 student population.*

There are currently over 400 courses being taught in 92 subject areas such as Algebra, English, Spanish, U.S. History, etc. Approximately 6000 students were reported participating in the Distance Learning Programs.

Due to the continual growth of school districts accessing the distance learning options, a committee of various stakeholders within the state developed the Arkansas Department of Education Distance Learning Utilization Guidelines. These Guidelines are presented to recognize the growing need to establish consistency of distance learning services.

### **C-6 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Clarendon School District – Alice Smith**

Ms. Smith was convicted of 2<sup>nd</sup> Degree Battery on February 9, 1994. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(b)(4). The Clarendon School District was notified of Ms. Smith's ineligibility on March 6, 2007. A request for a waiver was submitted on March 15, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).

Ms. Smith received a positive recommendation from the Superintendent of the Clarendon School District and has no other disqualifying convictions.

Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Alice Smith with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.

### **C-7 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Searcy School District – April Alderson**

Ms. Alderson was convicted of Felony Hot Check and Fraudulent Use of a Credit Card on August 30, 2000, and April 3, 2002. These are disqualifying offenses for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(g)(1). The Searcy School District was notified of Ms. Alderson's ineligibility on March 9, 2007. A request for a waiver was submitted on April 18, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).

Ms. Alderson received a positive recommendation from the Superintendent, Assistant Superintendent, Food Service Director and Food Service Manager of the Searcy School District and has no other disqualifying convictions.

Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. April Alderson with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.

### **C-8 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Forrest City School District – Catrece Davis**

Ms. Davis was convicted of Grand Theft of Property on April 6, 1990. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(g)(1). The Forrest City School District was notified of Ms. Davis' ineligibility on April 3, 2007. A request for a waiver was submitted on April 9, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).

Ms. Davis received a positive recommendation from the Deputy Superintendent of the Forrest City School District and

*has no other convictions.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Catrece Davis with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-9 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Greene County Tech School District – Dana Faulkner**

*Ms. Faulkner was convicted of Leaving the Scene of a Motor Vehicle Accident, a felony, on June 3, 2002. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(g)(1). The Greene County Tech School District was notified of Ms. Faulkner's ineligibility on April 6, 2007. A request for a waiver was submitted on April 25, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).*

*Ms. Faulkner received a positive recommendation from the Principal of Greene County Tech Elementary and has no other convictions.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Faulkner with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-10 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Gravette School District – Irma Edmisten**

*Ms. Edmisten was convicted of Felony Hot Check on October 5, 1998. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(g)(1). The Gravette School District was notified of Ms. Edmisten's ineligibility on April 3, 2007. A request for a waiver was submitted on April 9, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).*

*Ms. Edmisten received a positive recommendation from the Superintendent of the Gravette School District and has no other disqualifying convictions.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Irma Edmisten with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-11 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Springdale School District – Jacquelin Fischer**

*Ms. Fischer was convicted of Felony Hot Check on January 6, 2003. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(g)(1). The Springdale School District was notified of Ms. Fischer's ineligibility on December 27, 2006. A request for a waiver was submitted on March 26, 2007, pursuant to Ark. Code Ann. § 6-17-414(f). Ms. Fischer has no other convictions. Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Jacquelin Fischer with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-12 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Farmington School District – Judy Ngo**

*Ms. Ngo was convicted of Endangering the Welfare of a Minor – 2<sup>nd</sup> Degree on July 6, 2004. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(b) (26). The Farmington School District was notified of Ms. Ngo's ineligibility on March 9, 2007. A request for a waiver was submitted on March 15, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).*

*Ms. Ngo received a positive recommendation from the Principal of Farmington High School and has no other disqualifying convictions.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Judy Ngo with the stipulation that she be placed on probationary status for a period of two (2) years from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-13 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the Pulaski County Special School District – Lorrie Parker**

*Ms. Parker was convicted of Felony Manslaughter on March 15, 1988. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(b)(3). The Pulaski County Special School District was notified of Ms. Parker's ineligibility on March 6, 2007. A request for a waiver was submitted on April 12, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).*

*Ms. Parker received a positive recommendation from the Superintendent and the Special Education Director of the Pulaski County Special School District.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Ms. Lorrie Parker with the stipulation that she be placed on probationary status for a period of one (1) year from the granting of this waiver during which time she must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**C-14 Request for Approval of Stipulated Agreement of Waiver Request for Non-Certified Employment with the West Memphis School District – Tige Thompson**

*Mr. Thompson was convicted of Felony Violation of the Uniform Controlled Substance Act on September 23, 1991. This is a disqualifying offense for employment with a school district as a non-certified employee pursuant to Ark. Code Ann. § 6-17-414(b)(13). The West Memphis School District was notified of Mr. Thompson's ineligibility on November 9, 2006. A request for a waiver was submitted on April 9, 2007, pursuant to Ark. Code Ann. § 6-17-414(f).*

*Mr. Thompson received a positive recommendation from the Superintendent of the West Memphis School District and has no other disqualifying convictions.*

*Based on the afore-mentioned circumstances, the Arkansas Department of Education recommends that a waiver be granted to Mr. Tige Thompson with the stipulation that he be placed on probationary status for a period of one (1) year from the granting of this waiver during which time he must not be convicted of, or charged resulting in a conviction with, any disqualifying offense pursuant to Ark. Code Ann. § 6-17-414.*

**Action Agenda**

**A-1 Request for Final Approval of Revisions to Rules and Regulations Governing The**

## **Arkansas Better Chance Program**

*At the March 2007 meeting, State Board granted approval to take proposed changes to the ABC Rules and Regulations out for Public Comment. During the month of March, public meetings were held in Little Rock, Springdale, Jonesboro, Pine Bluff and Hope. A total of 83 people attended these meetings. Some changes were made as a result of the comments and are highlighted on the substantive changes summary. The only controversial change was the minimum requirement for a BA/BS degree for all ABC teachers. Because this is the national standard for preschool and our liberal phase-in period, the Division believes this change should be implemented as proposed. We are requesting approval of these changes from the Board.*

### **A-2 Request for Approval of Amendments to 2006-2007 Arkansas Better Chance Grants**

*In assisting new Arkansas Better Chance classrooms with purchasing materials and supplies, DCC-ECE has allotted \$250 per child in start-up costs to these classrooms, in addition to the regular grant payments. Until this year, that amount has not been included in the total grant amounts approved by State Board. Pursuant to an agreement with the ADE Finance staff, DCC-ECE is requesting approval of these additions to grant amounts this year to cover start-up costs for new classrooms. In 2007-2008, all start-up costs will be included in the original grant requests.*

### **A-3 Consideration for Final Approval of Revisions to Arkansas Department of Education Guidelines for the Development and Revision of School District Student Discipline and School Safety Policies**

*These Guidelines were previously adopted by the Board. Changes in federal law and regulations pertaining to the discipline of students with disabilities necessitated a revision of Section 6.04 D., Discipline for eligible Students with Disabilities, to align the process with the Individuals with Disabilities Education Improvement Act (IDEA), Public Law (PL) 108-466 and implementing regulations found at 34 Code of Federal Regulations Part 300.*

*Proposed revisions to the Guidelines were approved for public hearing and comment at the February 12, 2007, meeting. A public hearing was conducted to consider these Guidelines on March 27, 2007. No public comments either oral or written were received thus only minor technical changes were made since the adoption for public comment.*

### **A-4 Identification of School Districts in Fiscal Distress**

*The Department began the Fiscal Distress identification process with a review of every district's annual audit. The Department completed a financial analysis of the Annual Financial Reports of each district. This analysis included an evaluation of the changes in the district's ending balance, the district's debt, and compliance with reporting requirements. Based on the results of this review, districts who appeared to meet criteria for identification for Fiscal Distress were asked to provide additional details regarding the district's current financial status and to describe any action taken to cure audit deficiencies when pertinent. Following a review of the information submitted by the districts, the Department contacted the districts with specific questions or concerns. Districts were given an opportunity to provide information pertaining to those questions. As a result of the review and analysis, the Department has identified the following districts listed below as being in Fiscal Distress.*

*On May 4, 2007, in compliance with A.C.A. 6-20-1905, the Department provided written notice by certified mail of this identification to the Superintendent and Board President. Pursuant to A.C.A. 6-20-1906, the State Board will be requested to classify these districts identified by the Department as being in FISCAL DISTRESS at the June 11, 2007, State Board meeting. Districts may appeal the Department's identification to the State Board within thirty days of the notice from the Department. The thirty day appeal period ends on June 5, 2007. The State Board will hear any appeals at the June 11, 2007, meeting. Specific financial information on each identified district will be provided at that time.*

The following public school districts have been identified by the Department as being in FISCAL DISTRESS:

Bald Knob

Bismarck

Clinton

Five other districts have previously been classified as being in FISCAL DISTRESS:

Omaha

Turrell

Helena/West Helena ( State Takeover)

Hughes

Midland (State Takeover )

**A-5      Consideration of Renewal of the Conversion Charter School Application: Academic Center of Excellence, Cabot, AR**

*Academic Center of Excellence is a Conversion Charter School located at 404 North Second Street, Cabot, Arkansas. Academic Center of Excellence serves students in grades 5-12 with a current enrollment of 178 students. The charter was first granted in 2004 and expires June 30<sup>th</sup>, 2007. The Cabot Board of Education approved the proposed renewal of the charter on December 19, 2006. Staff members from several sections of the Arkansas Department of Education (ADE) have reviewed the renewal application and have submitted reports regarding monitoring of the school. Copies of the renewal application and the ADE report have been included for review by the Board. The applicant is requesting renewal of the charter.*

**A-6      Consideration of Renewal of the Conversion Charter School Application: Vilonia Academy of Technology, Vilonia, AR**

*Vilonia Academy of Technology is a Conversion Charter School located at #4 Bane Lane, Conway, Arkansas. Vilonia Academy serves students in grades 2-4 with a current enrollment of 75 students. The charter was first granted in 2004 and expires June 30<sup>th</sup>, 2007.*

*The Vilonia School Board approved the proposed renewal of the charter.*

*Staff members from several sections of the Arkansas Department of Education (ADE) have reviewed the renewal application and have submitted reports regarding monitoring of the school. Copies of the renewal application and the ADE report have been included for review by the Board.*

*The applicant is requesting renewal of the charter.*

**A-7      Consideration of Renewal of the Open-Enrollment Charter School Benton County School of the Arts, Rogers, AR**

*Benton County School of the Arts is an Open-Enrollment Charter School located on 2005 S. 12<sup>th</sup> Street, Rogers, Arkansas. The Benton County School of the Arts serves students in grades K-8 with a current enrollment of 420 students. The charter was first granted in 2001 and it expires June 30<sup>th</sup>, 2007.*

*The Benton County Charter School Board approved the proposed renewal of the charter on December 27, 2006.*

*Staff members from several sections of the Arkansas Department of Education (ADE) have reviewed the renewal application and have submitted reports regarding monitoring of the school. Copies of the renewal application and the ADE report have been included for review by the Board.*

*The applicant is requesting renewal of the charter.*

**A-8 Renewal of Open-Enrollment Charter School Application: Haas Hall Academy, Farmington, AR**

*Haas Hall Academy is an Open-Enrollment Charter School located at 13370 Rheas Mill Road, Farmington, Arkansas. The Haas Hall Academy serves students in grades 10-12 with a current enrollment of 72 students. The charter was first granted in 2004 and expires June 30<sup>th</sup>, 2007.*

*Staff members from several sections of the Arkansas Department of Education (ADE) have reviewed the renewal application and have submitted reports regarding monitoring of the school. Copies of the renewal application and the ADE report have been included for review by the Board.*

*The applicant is requesting renewal of their charter.*

**A-9 Hearing on Waiver Request for Certified Teacher's License – Michele Cooper**

*Ms. Cooper was convicted of Endangering the Welfare of a Minor – 2<sup>nd</sup> Degree on August 28, 2003. This is a disqualifying offense for a certified teacher's license pursuant to Ark. Code Ann. § 6-17-410(c)(25). Ms. Cooper was notified of the denial of her application for a certified teacher's license and submitted a request for a waiver pursuant to Ark. Code Ann. § 6-17-410(d) on March 19, 2007.*

**A-10 Hearing on Waiver Request for Certified Teacher's License – Donnie Smith**

*Mr. Smith was convicted of two counts of Felony Residential Burglary and one count of Felony Theft of Property on February 7, 1993. These are disqualifying offenses for a certified teacher's license pursuant to Ark. Code Ann. § 6-17-410(e)(2)(A). Mr. Smith was notified of the denial of his application for a certified teacher's license on March 9, 2007. On March 27, 2007, Mr. Smith submitted a request for a waiver pursuant to Ark. Code Ann. § 6-17-410(d).*

**A-11 Report: Board Nominating Committee**

*The Chair appointed a Nominating Committee at the February Board meeting. Board Guidelines require a report of the Nominating Committee at the regular meeting in May to be followed by election in June.*

**Minutes  
State Board of Education  
Monday, April 9, 2007**

The State Board of Education met on Monday, April 9, 2007, in the Auditorium of the State Education Building. Diane Tatum, Chairman, called the meeting to order at 9:00 a.m.

The following Board members were present: Diane Tatum, Chairman; Randy Lawson, Vice-Chairman; Sherry Burrow; Dr. Calvin King; Dr. Tim Knight; Dr. Ben Mays; MaryJane Rebick; and Dr. Naccaman Williams.

Board members absent: Jim Cooper.

**Chair's Report**

Ms. Tatum reported the following visits and presentations:

- Magnolia Rotary Club
- Camden-Fairview School District – Career Week for Grades 5 and 6
- Schools in White Hall and Redfield – Arkansas Scholars Program
- Noted that Dr. James will be her guest at Pine Bluff Rotary Club during the following week

**Commissioner's Report**

Dr. James reported speaking engagements at three Rotary Clubs recently. He also noted that the 86<sup>th</sup> Arkansas General Assembly is in recess until early May at which time they should adjourn. Dr. James indicated that over 100 Acts were passed that will require work by the Department over the next few months, which included positive progress for K-12 initiatives. He reported that he was recently appointed to the Governing Board of the Southern Regional Education Board (SREB), which is based in Atlanta and that he would be attending a Board meeting later in the week. He noted that Dr. Williams is also a Board Member.

**Consent Agenda**

The chair requested a revision of the Minutes to amend the report of her activities during the Month of February. Revised Minutes to reflect the changes.

The Loans and Bonds Office submitted a correction to Consent Agenda Item C-5 to revise data submitted for the ADM for Heber Springs to read 1,707 instead of 1,660,000.

Ms. Burrow moved adoption of the Consent Agenda as amended. Mr. Lawson seconded the motion. The motion was adopted unanimously.

- Minutes, March 12, 2007 (as amended)

- Commitment to Principles of Desegregation Settlement Agreement: Report on the Execution of the Implementation Plan
- Newly Employed, Promotions and Separations
- Report of Waivers to School Districts for Teachers Teaching Out-of-Area for Longer than Thirty (30) Consecutive Days, Act 1623 of 2001
- Review of Loan and Bond Application (as amended)
- Consideration of Waivers from Standards for Accreditation for Dumas School District as a Result of Damage from a Tornado on February 24, 2007

### **Action Agenda**

*(The Action Agenda items concerning charter schools, teacher licensure and Non-Certified employment were recorded and reported by a court reporter. A complete transcript of those transactions is available in the SBE office upon request as an attachment to these Minutes.)*

#### **Continuation of Hearing of Conversion Charter School Application and ADE Review: Mount Grove Preparatory Academy – Texarkana Arkansas School District, Texarkana, Arkansas**

Dee Cox was recognized to present this item. Ms. Cox reported that the Department received a letter from Dr. Dee Human, Superintendent of schools in Texarkana, requesting that the application for the Mount Grove Conversion Charter School in the Texarkana School District be withdrawn. Mr. Lawson moved to accept the withdrawal of the Mount Grove Conversion Charter School. Dr. Williams seconded the motion. The motion was adopted unanimously on a roll call vote.

#### **Review of Open-Enrollment Charter School: FOCUS Learning Academy, Conway, AR**

Dee Cox was recognized to present this item. Ms. Cox reported that Mr. Leroy McClure, administrator of the FOCUS Learning Academy, submitted a letter to the Department on March 9, 2007, stating the intent to close the operation of FOCUS Learning Academy in Conway due to the lack of students and financial deficits. Mr. McClure was recognized to address the Board and entered a statement detailing the intent to close operation of the charter school. Ms. Rebick moved to accept the surrender of the Charter for FOCUS Learning Academy. Dr. Williams seconded the motion. The motion was adopted unanimously.

#### **Review of Request for Conversion Charter School Amendment: Academic Center of Excellence, Osceola School District, Osceola, AR**

Dee Cox requested that Superintendent Milton Washington of the Osceola School District be recognized to present documentation on the proposed amendment. Ms. Burrow move approval of the amendment to add Grade 10 to the Academic Center of Excellence Conversion Charter School in Osceola. Dr. Williams seconded the motion. The motion was adopted unanimously.

### **Review of Request for Amendment to Charter of KIPP Delta College Preparatory, Open Enrollment Charter School, Helena, AR**

Dee Cox requested that Scott Shirey, Director of KIPP Academy, be recognized to present documentation on the proposed amendment. Mr. Shirey noted that the request is to allow the Delta KIPP Academy to add grades 9 through 12 and thus serve students throughout their high school years. He reported that the school has secured additional grant funding to allow expansion of the facility to accommodate the increased number of students.

Dr. Williams moved approval of the proposal to add grades 9 through 12 and that a cap of 300 be set for the number of students in grades 9 through 12. Mr. Lawson seconded the motion. The motion was adopted unanimously.

### **Renewal of Open-Enrollment Charter School Application: Academics Plus Charter School, Maumelle, AR**

Dee Cox requested that Dean Elliott, president of Academics Plus Board, be recognized to present documentation pursuant to the renewal application. Mr. Elliott reported that the current school year has been successful, enrollment is up, there is projected to be a fund balance of approximately \$200,000 at the end of the fiscal year, and the administrative leadership has been a key factor in the improved management of the program. Mr. Elliott noted that efficient space utilization will allow classroom space for Grades K through 2 without additional buildings, which, if approved, will allow a seamless transition for students through the school without the current blip when entering at grade 3.

Dr. Williams moved approval of the renewal of the Academics Plus charter for five (5) years, approval of the proposal to expand grades by adding K through 2 and setting a student enrollment cap at 375 students for Grades K through 12. Mr. Lawson seconded the motion. The motion was adopted on a vote of 6 yes and 1 no (Rebick voted no). Ms. Rebick stated her no vote was based on her belief that a five-year extension is too long given the instability of the school prior to the present year and she would like to see a program review at two or three years out.

### **Renewal of Open-Enrollment Charter School Application: Lisa Academy, Little Rock, AR**

Dee Cox requested Omar Ozmeral be recognized to present Lisa Academy documentation pursuant to the renewal application. Bilgehan Yasar provided performance data to the Board via PowerPoint presentation highlighting enrollment, student performance, honors earned and other accomplishments. Facilities lease agreement, staffing, and fiscal management were points for discussion.

Mr. Lawson moved approval of the renewal of the Lisa Academy charter for five (5) years to include Grades 6 through 12 and that a cap be set at 600 students in those grades. Dr. Knight seconded the motion. The motion was adopted on a vote of 6 yes

and 1 no (Mays voted no). Dr. Mays stated his no vote was based on his perception that the demographics of the student body does not reflect the diversity proposed in the original charter and it is very different from that observed in the Little Rock School District.

### **Renewal of Open-Enrollment Charter School Application: Arkansas Virtual School, Little Rock, AR**

Dee Cox recognized Karen Ghidotti, administrator of Arkansas Virtual School, to present Arkansas Virtual School documentation pursuant to renewal of the charter. Ms. Ghidotti described the nature of virtual learning that engages students through this school. She stated that the school currently serves students in Grades K through 8 and that the staff does not feel adequately prepared to engage in a full high school curriculum at this time. She reported the current maximum number of students projected to be served by the school is 500. Ms. Ghidotti affirmed that students in each of the ACTAAP tested grades are required to register with one of the regional service cooperatives to take the Benchmark and Norm-Referenced tests.

Dr. Mays moved to approve renewal of Arkansas Virtual School charter for two (2) years consistent with legislative funding with cap as authorized by legislative funding. Ms. Rebick seconded the motion. The motion failed on a vote of 3 yes and 4 no (Mays, Knight and Rebick voted yes and Burrow, Lawson, King and Williams voted no).

Mr. Lawson moved to approve renewal of Arkansas Virtual School charter for five (5) years. Dr. Williams seconded the motion. The motion was adopted on a vote of 6 yes and 1 no (Mays voted no).

### **Consideration of Petition Letters from Lead Hill and Dollarway School Districts Requesting Removal From Fiscal Distress Status**

Dr. Bobbie Davis was recognized to present this item. Dr. Davis summarized work accomplished by the Lead Hill District pursuant to improving the financial status of the district. Dr. Shari Marshall, Superintendent of the Lead Hill District, was introduced. Dr. Marshall cited cooperation of the local board members, the community and staff of the Lead Hill District along with the assistance provided by the Department of Education helped move the district to a more stable financial condition.

Dr. Williams moved that Lead Hill School District be removed from fiscal distress classification. Ms. Burrow seconded the motion. The motion was adopted unanimously.

Dr. Davis also summarized work accomplished by the Dollarway School District pursuant to improving the financial status of the district. Mr. Thomas Gathen, Superintendent of the Dollarway School District thanked Department staff for assistance during the years the school was classified in fiscal distress and for helping design a plan that would lead to a more stable financial status for the district.

Mr. Lawson moved that the Dollarway School District be removed from fiscal distress classification. Dr. King seconded the motion. The motion was adopted unanimously.

### **Review and Consideration of the 2006 Arkansas School Performance Report (Report Card)**

Dr. Charity Smith was recognized to present this item. Dr. Smith stated that the Report Card is published annually by the Department to meet a legislative mandate. She reported that there is always a tension between including all the legislative mandated data, formatting of the report into a user friendly document, having local district staffs review and confirm the accuracy of the data, and meet the legislated timeline for release of the report. Dr. Smith reported that this year's report was released three days after the projected delivery date due to the fact that many districts were dismissed for snow days during the time that schools were reviewing the data.

Ms. Burrow moved that the Report Card data be accepted as presented. Dr. Mays seconded the motion. The motion was adopted unanimously.

### **Consideration of Technical Documentation Act 35 School Performance Rating System**

Dr. Charity Smith was recognized to present this item. Dr. Smith summarized the document as distributed and highlighted key components of the work of technical advisory committees in keeping with developing both growth and performance the idea of adopting standards for accountability is somewhat unique among states. All states have some type of standards for assessment, but few have engaged in establishing standards for accountability. She noted that other states are watching this work as a way of informing similar development in those other states.

No action was taken.

*Each of the following items considers approval of a stipulated agreement of waiver request for non-certified employment with a local school district. The details of the stipulated agreements can be found in the court reporter's complete transcript which is available upon request in the SBE office.*

#### **Angela Smith – Norphlet School District**

Mr. Lawson moved acceptance of the stipulated agreement. Ms. Burrow seconded the motion. The motion was adopted unanimously.

#### **Joy Scott – Camden Fairview School District**

Dr. Knight moved acceptance of the stipulated agreement. Ms. Burrow seconded the motion. The motion was adopted unanimously.

### **Mary Thurman – Mountainburg School District**

Dr. King moved acceptance of the stipulated agreement. Ms. Rebick seconded the motion. The motion was adopted unanimously.

### **Molly Grier – Gravette School District**

Ms. Burrow moved acceptance of the stipulated agreement. Dr. Williams seconded the motion. The motion was adopted unanimously.

### **Peter Palmer – Lake Hamilton School District**

Dr. Mays moved acceptance of the stipulated agreement. Mr. Lawson seconded the motion. The motion was adopted unanimously.

### **Sarah Lancaster – Gravette School District**

Dr. Williams moved acceptance of the stipulated agreement. Dr. King seconded the motion. The motion was adopted unanimously.

### **Hearing on Waiver Request for Non-Certified Employment with the Little Rock School District – James Adams**

Mr. Adams was present and represented himself before the Board. Mr. Adams stated that it was his opinion that the offenses cited are not within those listed as those requiring removal as stated in legislation. He noted that there was only one count and that was in 1981, which was non-violent and non-sexual in nature.

Ms. Rebick inquired as to why he had changed jobs often in recent years. Mr. Adams noted that in each case it was to better his salary or to be eligible for additional benefits in addition to better working conditions.

Ms. Rebick moved that the waiver be granted provided that Mr. Adams secure employment within 30 days and that a probationary period of five (5) years be instituted. The motion required rescinding of the waiver should employment not be secured within the 30 day window. The motion died for lack of a second.

Ms. Rebick moved that waiver be granted with the requirement of a 2 year probationary period. Mr. Lawson seconded the motion. The motion was adopted unanimously.

### **Hearing on Waiver Request for Certified Teacher's License – Joseph Sean Cornell**

Mr. Cornell stated that he completed student teaching in Hope High School in 2005 and has been substitute teaching in Texarkana since that time. He noted that he is seeking an Arkansas license primarily so he can use reciprocity to get a Texas

license. He noted that he has the possibility of a job in Texas. Ms. Rebick noted that a misdemeanor is usually not a disqualifying offense.

Dr. Mays moved approval of the waiver. Mr. Lawson seconded the motion. The motion was adopted unanimously.

#### **Hearing on Waiver Request for Non-Certified Employment with the Lake Hamilton School District – Raymond Thomas**

Mr. Thomas was not present nor represented. Ms. Rebick moved to deny request for waiver. Dr. Knight seconded the motion. The motion was adopted unanimously.

#### **Hearing on Revocation of Certified Teacher’s License - Kelli Hogue**

Ms. Hogue was not present nor represented. Courtney Ford summarized events that led to the request for revocation, which included falsifying data pursuant to adding an area of licensure to her current teacher licensure. Dr. James stated falsifying licensure information is a serious offense and should not be tolerated among the professional community.

Ms. Rebick moved permanent revocation of the teacher’s license for Kelli Hogue. Dr. Mays seconded the motion. The motion was adopted unanimously.

#### **Hearing on Waiver Request for Non-Certified Employment with the South Central Service Cooperative – Tami Wayne (Tabled from March 12, 2007)**

Ms. Ford presented additional information regarding the former employment status of Ms. Wayne with the South Central Arkansas Service Cooperative. It was determined that although the Cooperative Board declined to recommend re-employment, she has support from the local district where she was placed during her employment.

Ms. Rebick moved to grant the waiver. Dr. Mays seconded the motion. The motion was adopted unanimously.

#### **Committee Report: NASBE Membership**

Dr. Williams, committee chair, stated that the committee had not met to further consider this issue. He did state that the Chair indicated the need for some guidelines under which members would participate in NASBE events should the Board elect membership.

Ms. Rebick suggested that the Board should go ahead with consideration of membership and the committee could work with ADE staff to complete the guidelines at a later time.

Ms. Rebick moved that the Board affiliate with NASBE and ask Dr. Watson to work out financial agreement and that the committee meet to work out guidelines. Dr. Mays seconded the motion. The motion was adopted on a vote 5 yes, 2 no and 1 abstain. (Lawson voted no and Williams abstained.)

Mr. Lawson moved adjournment. Dr. Williams seconded the motion. The motion was adopted unanimously.

The meeting adjourned at 2:55 p.m.

These Minutes were recorded and reported by Dr. Charles D. Watson.

**ADE'S PROJECT MANAGEMENT TOOL EXECUTIVE SUMMARY  
APRIL 30, 2007**

This document summarizes the progress that ADE has made in complying with the provisions of the Implementation Plan during the month of April 2007.

| <b>IMPLEMENTATION PHASE<br/>ACTIVITY</b>            | <b>PMT EXECUTIVE SUMMARY AS OF<br/>APRIL 30, 2007</b>   |
|---|---|
| <b><i>I. Financial Obligation</i></b>               | <p>As of March 31, 2007, State Foundation Funding payments paid for FY 06/07 totaled \$50,158,259 to LRSD, \$25,801,655 to NLRSD, and \$41,064,049 to PCSSD. The Magnet Operational Charge paid as of March 31, 2007, was \$11,034,005. The allotment for FY 06/07 was \$15,171,274. M-to-M incentive distributions for FY 06/07 as of March 31, 2007, were \$3,199,400 to LRSD, \$3,240,971 to NLRSD, and \$8,054,917 to PCSSD. In March 2007, General Finance made the second one-third payment to the Districts for their FY 06/07 transportation budget. As of March 31, 2007, transportation payments for FY 06/07 totaled \$2,826,769 to LRSD, \$666,435 to NLRSD, and \$2,148,894 to PCSSD.</p>  |
| <b><i>II. Monitoring Compensatory Education</i></b> | <p>On March 16, 2007, the ADE Implementation Phase Working Group met to review previous Implementation Phase activities. Mr. Willie Morris, ADE Lead Planner for Desegregation, reported that U.S. District Judge Bill Wilson Jr. declared the LRSD unitary and released the district from federal court supervision. It was stated that the ADE should continue desegregation reporting until the deadline for an appeal filing has past, or until an appeal has been denied. House Bill 1829 passed the House and Senate. This says the ADE should hire consultants to determine whether and in what respects any of the Pulaski County districts are unitary. It authorizes the ADE and the Attorney General to seek proper federal court review and determination of the current unitary status and allows the State of Arkansas to continue payments under a post-unitary agreement to the three Pulaski County districts for a time period not to exceed seven years. The three Pulaski County districts may be reimbursed for legal fees incurred for seeking unitary or partial unitary status if their motions seeking unitary status or partial unitary status are filed no later than October 30, 2007, and the school districts are declared unitary or at least partially unitary by the federal district court no later than June 14, 2008. Matt McCoy and Scott Richardson from the Attorney General's Office updated the group on legal issues related to desegregation. The next Implementation Phase Working Group Meeting is scheduled for July 5, 2007 at 1:30 p.m. in room 201-A at the ADE.</p> |

| <b>IMPLEMENTATION PHASE<br/>ACTIVITY</b>   | <b>PMT EXECUTIVE SUMMARY AS OF<br/>APRIL 30, 2007</b>   |
|--|---|
| <b><i>III. A Petition for Election for LRSD will be Supported Should a Millage be Required</i></b> | Ongoing. All court pleadings are monitored monthly.   |
| <b><i>IV. Repeal Statutes and Regulations that Impede Desegregation</i></b>                        | On October 27, 2003, the ADE sent letters to the school districts in Pulaski County asking if there were any new laws or regulations that may impede desegregation. The districts were asked to review laws passed during the 84 <sup>th</sup> Legislative Session, any new ADE rules or regulations, and district policies.                      |
| <b><i>V. Commitment to Principles</i></b>  | On April 9, 2007, the Arkansas State Board of Education reviewed and approved the PMT and its executive summary for the month of March.   |
| <b><i>VI. Remediation</i></b>  | On February 9, 2007, ADE staff provided District Test Coordinator Training at the School for the Blind Auditorium in Little Rock. Two staff members from the LRSD and three staff members from the PCSSD attended.  |
| <b><i>VII. Test Validation</i></b>   | On February 12, 2001, the ADE Director provided the State Board of Education with a special update on desegregation activities.   |
| <b><i>VIII. In-Service Training</i></b>  | A Tri-District Staff Development Committee meeting was held on March 7, 2007. Doug Ask (PCSSD), Kaye Lowe (NLRSD), and Dr. Lloyd Sain (LRSD) attended. They discussed schedules and content of professional development days. Information was shared about the use of technology. They talked about the status of their Smart Grant applications. |
| <b><i>IX. Recruitment of Minority Teachers</i></b>   | In January 2007, ADE Professional Licensure mailed a list of the fall 2006 minority teacher graduates from reporting colleges and universities to all the Pulaski County school districts and the Fort Smith School District.   |

| IMPLEMENTATION PHASE<br>ACTIVITY                                     | PMT EXECUTIVE SUMMARY AS OF<br>APRIL 30, 2007   |                |              |                  |              |                  |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
|--|---|----------------|--------------|------------------|--------------|------------------|-------------|-------------|-------|----|---------|-----|-----------|-----|-----------|-------|---|--------|----|---------|----|---------|----------|---|-------|---|--------|---|--------|-------------|---|-------|---|-------|---|--------|-------|---|-------|---|-------|---|--------|---------------|-----------|----------------|------------|------------------|------------|------------------|----------|------------|------------|--------------|--------------|-------------|-------------|-------|---|--------|----|---------|----|---------|----------|--|--|---|-------|---|-------|-------|--|--|--|--|--|--|-------------|--|--|---|--------|---|--------|---------------|----------|---------------|-----------|----------------|-----------|----------------|----------|------------|------------|--------------|--------------|-------------|-------------|-------|---|-------|----|--------|----|---------|----------|--|--|---|--------|---|--------|-------------|--|--|--|--|--|--|---------------|----------|--------------|-----------|----------------|-----------|----------------|
| <p><i>X. Financial Assistance to Minority Teacher Candidates</i></p> | <p>Ms. Tara Smith of the Arkansas Department of Higher Education reported minority scholarships for Fiscal Year 2006-2007 on October 17, 2006. These included the State Teacher Assistance Resource (STAR) Program, the Minority Teacher Scholars (MTS) Program, and the Minority Masters Fellows (MMF) Program. The scholarship awards for STAR are as follows:</p> <table border="1"> <thead> <tr> <th>STAR Race</th> <th>Male Count</th> <th>Male Award</th> <th>Female Count</th> <th>Female Award</th> <th>Total Count</th> <th>Total Award</th> </tr> </thead> <tbody> <tr> <td>White</td> <td>62</td> <td>270,514</td> <td>337</td> <td>1,466,952</td> <td>399</td> <td>1,737,466</td> </tr> <tr> <td>Black</td> <td>9</td> <td>51,000</td> <td>44</td> <td>190,500</td> <td>53</td> <td>241,500</td> </tr> <tr> <td>Hispanic</td> <td>1</td> <td>6,000</td> <td>4</td> <td>21,000</td> <td>5</td> <td>27,000</td> </tr> <tr> <td>Native Amer</td> <td>1</td> <td>6,000</td> <td>2</td> <td>9,000</td> <td>3</td> <td>15,000</td> </tr> <tr> <td>Other</td> <td>2</td> <td>7,500</td> <td>2</td> <td>9,000</td> <td>4</td> <td>16,500</td> </tr> <tr> <td><b>Totals</b></td> <td><b>75</b></td> <td><b>341,014</b></td> <td><b>389</b></td> <td><b>1,696,452</b></td> <td><b>464</b></td> <td><b>2,037,466</b></td> </tr> </tbody> </table> <p>The scholarship awards for MTS are as follows:</p> <table border="1"> <thead> <tr> <th>MTS Race</th> <th>Male Count</th> <th>Male Award</th> <th>Female Count</th> <th>Female Award</th> <th>Total Count</th> <th>Total Award</th> </tr> </thead> <tbody> <tr> <td>Black</td> <td>6</td> <td>27,500</td> <td>42</td> <td>188,430</td> <td>48</td> <td>215,930</td> </tr> <tr> <td>Hispanic</td> <td></td> <td></td> <td>1</td> <td>5,000</td> <td>1</td> <td>5,000</td> </tr> <tr> <td>Asian</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Native Amer</td> <td></td> <td></td> <td>5</td> <td>25,000</td> <td>5</td> <td>25,000</td> </tr> <tr> <td><b>Totals</b></td> <td><b>6</b></td> <td><b>27,500</b></td> <td><b>48</b></td> <td><b>218,430</b></td> <td><b>54</b></td> <td><b>245,930</b></td> </tr> </tbody> </table> <p>The scholarship awards for MMF are as follows:</p> <table border="1"> <thead> <tr> <th>MMF Race</th> <th>Male Count</th> <th>Male Award</th> <th>Female Count</th> <th>Female Award</th> <th>Total Count</th> <th>Total Award</th> </tr> </thead> <tbody> <tr> <td>Black</td> <td>2</td> <td>6,250</td> <td>26</td> <td>93,750</td> <td>28</td> <td>100,000</td> </tr> <tr> <td>Hispanic</td> <td></td> <td></td> <td>3</td> <td>13,750</td> <td>3</td> <td>13,750</td> </tr> <tr> <td>Native Amer</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td><b>Totals</b></td> <td><b>2</b></td> <td><b>6,250</b></td> <td><b>29</b></td> <td><b>107,500</b></td> <td><b>31</b></td> <td><b>113,750</b></td> </tr> </tbody> </table> | STAR Race      | Male Count   | Male Award       | Female Count | Female Award     | Total Count | Total Award | White | 62 | 270,514 | 337 | 1,466,952 | 399 | 1,737,466 | Black | 9 | 51,000 | 44 | 190,500 | 53 | 241,500 | Hispanic | 1 | 6,000 | 4 | 21,000 | 5 | 27,000 | Native Amer | 1 | 6,000 | 2 | 9,000 | 3 | 15,000 | Other | 2 | 7,500 | 2 | 9,000 | 4 | 16,500 | <b>Totals</b> | <b>75</b> | <b>341,014</b> | <b>389</b> | <b>1,696,452</b> | <b>464</b> | <b>2,037,466</b> | MTS Race | Male Count | Male Award | Female Count | Female Award | Total Count | Total Award | Black | 6 | 27,500 | 42 | 188,430 | 48 | 215,930 | Hispanic |  |  | 1 | 5,000 | 1 | 5,000 | Asian |  |  |  |  |  |  | Native Amer |  |  | 5 | 25,000 | 5 | 25,000 | <b>Totals</b> | <b>6</b> | <b>27,500</b> | <b>48</b> | <b>218,430</b> | <b>54</b> | <b>245,930</b> | MMF Race | Male Count | Male Award | Female Count | Female Award | Total Count | Total Award | Black | 2 | 6,250 | 26 | 93,750 | 28 | 100,000 | Hispanic |  |  | 3 | 13,750 | 3 | 13,750 | Native Amer |  |  |  |  |  |  | <b>Totals</b> | <b>2</b> | <b>6,250</b> | <b>29</b> | <b>107,500</b> | <b>31</b> | <b>113,750</b> |
| STAR Race  | Male Count  | Male Award     | Female Count | Female Award     | Total Count  | Total Award      |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| White  | 62  | 270,514        | 337          | 1,466,952        | 399          | 1,737,466        |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Black  | 9   | 51,000         | 44           | 190,500          | 53           | 241,500          |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Hispanic   | 1   | 6,000          | 4            | 21,000           | 5            | 27,000           |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Native Amer  | 1   | 6,000          | 2            | 9,000            | 3            | 15,000           |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Other  | 2   | 7,500          | 2            | 9,000            | 4            | 16,500           |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| <b>Totals</b>  | <b>75</b>   | <b>341,014</b> | <b>389</b>   | <b>1,696,452</b> | <b>464</b>   | <b>2,037,466</b> |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| MTS Race   | Male Count  | Male Award     | Female Count | Female Award     | Total Count  | Total Award      |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Black  | 6   | 27,500         | 42           | 188,430          | 48           | 215,930          |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Hispanic   |   |                | 1            | 5,000            | 1            | 5,000            |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Asian  |   |                |              |                  |              |                  |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Native Amer  |   |                | 5            | 25,000           | 5            | 25,000           |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| <b>Totals</b>  | <b>6</b>  | <b>27,500</b>  | <b>48</b>    | <b>218,430</b>   | <b>54</b>    | <b>245,930</b>   |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| MMF Race   | Male Count  | Male Award     | Female Count | Female Award     | Total Count  | Total Award      |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Black  | 2   | 6,250          | 26           | 93,750           | 28           | 100,000          |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Hispanic   |   |                | 3            | 13,750           | 3            | 13,750           |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| Native Amer  |   |                |              |                  |              |                  |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| <b>Totals</b>  | <b>2</b>  | <b>6,250</b>   | <b>29</b>    | <b>107,500</b>   | <b>31</b>    | <b>113,750</b>   |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| <p><i>XI. Minority Recruitment of ADE Staff</i></p>                  | <p>The MRC met on April 4, 2007 at the ADE. Demographic reports were presented that showed ADE employees grade 21 and above by race and section as of December 31, 2006 and March 31, 2007. A spreadsheet was handed out that showed for grade 21 and above the number and percentage of black, white, and other race employees in each unit of the ADE. It was agreed that a report should be developed that will show units that are less than fifteen percent black who have five or more employees. The reports show that for ADE employees grade 21 and above the percent black has decreased. There was discussion about the reasons for this and ways to increase the recruitment of minority employees.</p>   |                |              |                  |              |                  |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |
| <p><i>XII. School Construction</i></p>                               | <p>This goal is completed. No additional reporting is required.</p>   |                |              |                  |              |                  |             |             |       |    |         |     |           |     |           |       |   |        |    |         |    |         |          |   |       |   |        |   |        |             |   |       |   |       |   |        |       |   |       |   |       |   |        |               |           |                |            |                  |            |                  |          |            |            |              |              |             |             |       |   |        |    |         |    |         |          |  |  |   |       |   |       |       |  |  |  |  |  |  |             |  |  |   |        |   |        |               |          |               |           |                |           |                |          |            |            |              |              |             |             |       |   |       |    |        |    |         |          |  |  |   |        |   |        |             |  |  |  |  |  |  |               |          |              |           |                |           |                |

| IMPLEMENTATION PHASE<br>ACTIVITY                                     | PMT EXECUTIVE SUMMARY AS OF<br>APRIL 30, 2007   |
|--|---|
| <i>XIII. Assist PCSSD</i>  | Goal completed as of June 1995.   |
| <i>XIV. Scattered Site Housing</i>                                   | This goal is completed. No additional reporting is required.  |
| <i>XV. Standardized Test Selection to Determine Loan Forgiveness</i> | Goal completed as of March 2001.  |
| <i>XVI. Monitor School Improvement Plans</i>                         | <p>On April 3, 2007, ADE staff provided technical assistance with ACSIP at the Instructional Resource Center (IRC) in the LRSD.</p> <p>On April 4, 2007, ADE staff provided technical assistance with ACSIP at J. A. Fair High School and David O’Dodd Elementary School in the LRSD.</p> <p>On March 8, 2007, ADE staff met with ACSIP chairpersons and discussed the updates to the School Improvement Plan at North Heights Elementary in the NLRSD.</p> <p>On March 9, 2007, ADE staff met with ACSIP chairpersons and discussed the updates to the School Improvement Plan at Glenview Elementary in the NLRSD.</p> <p>On March 12, 2007, ADE staff met with administrators at the North Little Rock School District Office to set the agenda for the ACSIP team visits scheduled for April 5 and 6.</p> <p>On March 14, 2007, ADE staff met with ACSIP chairpersons at Pikeview Elementary School in the NLRSD to discuss updates to the School Improvement Plan.</p> <p>On March 16, 2007, ADE staff met with ACSIP chairpersons at Belwood Elementary in the NLRSD to discuss updates to the School Improvement Plan.</p> <p>On April 4-6, 2007, ADE staff conducted peer team visits at Park Hill, Pikeview, Glenview, Belwood, Boone Park, and North Heights Elementary Schools in the NLRSD.</p> <p>On March 8, 2007, ADE staff met with the Federal Programs Coordinator and the assistant superintendent at the PCSSD Central Office. There was a discussion about budgeting for hiring an intervention specialist and how the specialist could help improve literacy and math. ADE staff advised them to reference the ACSIP handbook for limitations and allowances for Title I funds.</p> <p>On March 12, 2007, ADE staff conducted a technical review of ACSIP in preparation for a peer team visit at Daisy Bates Elementary School in the PCSSD.</p> |

| IMPLEMENTATION PHASE<br>ACTIVITY                         | PMT EXECUTIVE SUMMARY AS OF<br>APRIL 30, 2007   |
|--|---|
| <b>XVI. Monitor School Improvement Plans (Continued)</b> | <p>On March 14, 2007, ADE staff attended an America's Choice workshop, and conducted a technical review of ACSIP at Oak Grove High School in the PCSSD.</p> <p>On March 15, 2007, ADE staff conducted a technical review of ACSIP at North Pulaski High School in the PCSSD.</p> <p>On March 16, 2007, ADE staff conducted a technical review of ACSIP at Sylvan Hills High School in the PCSSD.</p> <p>On March 20, 2007, ADE staff conducted ACSIP peer team visits at the following schools: Jacksonville High, North Pulaski High, Sylvan Hills High, Sylvan Hills Middle, Oak Grove High, Daisy Bates Elementary and Maumelle Middle in the PCSSD.</p> <p>On March 23, 2007, ADE staff provided technical assistance with ACSIP at Landmark Elementary School in the PCSSD.</p> <p>On March 28, 2007, ADE staff attended an ACSIP meeting and training on ALE Schools at the ADE.</p>  |
| <b>XVII. Data Collection</b>                             | <p>The ADE Office of Public School Academic Accountability has released the 2006 Arkansas School Performance Report (Report Card). The purpose of the Arkansas School Performance Report is to generally improve public school accountability, to provide benchmarks for measuring individual school improvement, and to empower parents and guardians of children enrolled in Arkansas public schools by providing them with the information to judge the quality of their schools. The Department of Education annually publishes a school performance report for each individual public school in the state, and distributes the report to every parent or guardian of a child in kindergarten through grade twelve (K-12) in the public schools of Arkansas. The annual school performance report is based on reliable statistical information uniformly required to be collected and submitted by each local school district to the department and published in a format that can be easily understood by parents or guardians who are not professional educators and distributed to the parents or guardians of children enrolled in the public schools via the postal service. Individual school reports are also made available via the Internet. Statistical information in the Arkansas School Performance Report is organized into the following seven essential accountability indicators: 1: ACHIEVEMENT, 2: ACCESS, 3: RETENTION, 4: DISCIPLINE, 5: DEMOGRAPHICS, 6: CHOICE, 7: ECONOMIC.</p> |

| IMPLEMENTATION PHASE<br>ACTIVITY  | PMT EXECUTIVE SUMMARY AS OF<br>APRIL 30, 2007  |
|---|--|
| <p><b><i>XVIII. Work with the Parties and ODM to Develop Proposed Revisions to ADE’s Monitoring and Reporting Obligations</i></b></p> | <p>On July 10, 2002, the ADE held a Desegregation Monitoring and Assistance Plan meeting for the three school districts in Pulaski County. Mr. Willie Morris, ADE Lead Planner for Desegregation, presented information on the No Child Left Behind Act of 2001. A letter from U.S. Secretary of Education, Rod Paige, was discussed. It stated that school districts that are subject to a desegregation plan are not exempt from the public school choice requirements. “If a desegregation plan forbids the school district from offering any transfer option, the school district should secure appropriate changes to the plan to permit compliance with the public school choice requirements”. Schools in Arkansas have not yet been designated “Identified for Improvement”. After a school has been “Identified for Improvement”, it must make “adequate yearly progress”. Schools that fail to meet the definition of “adequate yearly progress”, for two consecutive years, must provide public school choice and supplemental education services. A court decision regarding the LRSD Unitary Status is expected soon. The LRSD and the NLRSD attended the meeting. The next meeting about the Desegregation Monitoring and Assistance Plan will be held in August, 2002, after school starts.</p> |

**NEWLY EMPLOYED FOR THE PERIOD OF April 1, 2007 – April 30, 2007**

Donna Broyles- Education Program Analyst, Division of Learning Services, Special Education, Grade 21, effective 04/09/07.

\*Misty Chadwick- Secretary I, Arkansas Public School Computer Network (APSCN), Grade 11, effective 04/30/07.

\*William Herndon- Accounting Technician I, Fiscal and Administrative Services, Child Nutrition, Grade 12 effective 04/09/07. Rehire

JoAnn Logan- Administrative Assistant, Division of Learning Services, Special Education, Grade 15, effective 04/09/07.

**PROMOTIONS/ LATERAL TRANSFERS FOR THE PERIOD OF April 1, 2007 – April 30, 2007**

Brenda Burford- from User Support Analyst, Grade 20, Arkansas Public School Computer Network (APSCN), to Public School Program Advisor, Arkansas Public School Computer Network (APSCN), Grade 21, effective 04/30/07.

Shelley Dirst- from Public School Administrative Advisor, Grade 21, Professional Development, K-12 Literacy, to Program Support Manager, Professional Development, K-12 Literacy, Grade 22, effective 04/09/07.

\* Resmi Jose- from Applications & Systems Analyst, Grade 21, Arkansas Public School Computer Network (APSCN), to Lead Programmer Analyst, Arkansas Public School Computer Network (APSCN), Grade 22, effective 04/09/07.

**SEPARATIONS FOR THE PERIOD OF April 1, 2007 – April 30, 2007**

Mary Belew- Public School Program Advisor, Division of Learning Services, Curriculum, Research & Assessment, Grade 21, effective 04/13/07. 0 years, 9 months, 3 days. Code: 01

\*Minority

**AASIS Code:**

Voluntary- 01

| LEA     | NAME OF DISTRICT                            | # OF WAIVERS | NAME OF TEACHER(S)  | CURRENT AREA(S) OF CERTIFICATION   | OUT OF AREA TEACHING ASSIGNMENT               | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|---|--------------|---------------------|--|---|------------------------------|-------------------------------------|
| 6091000 | Arkansas School for the Blind               | 1            | Lis Geoghegan       | Early Childhood Education (P-4)<br>MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)<br>Special Education Visual Specialist (P-4) | Mathematics (7-12)                            |                              | 2006-2007                           |
| 3201000 | Batesville Public School District           | 1            | Cheryl Bentley      | Middle School Social Studies (5-8)<br>Elementary (1-6)   | Language Arts (7th grade)                     |                              | 2005-2006<br>2006-2007              |
| 2403000 | County Line Public School District          | 1            | Janelle Kerns       | Long-Term Substitute Teacher   | Social Studies (5-6)                          |                              | 2006-2007                           |
| 7503000 | Danville Public School District             | 1            | Brittany Blakenship | Early Childhood Education (P-4)  | Special Education                             |                              | 2006-2007                           |
| 5301000 | East End Public School District             | 1            | Debbie Maxwell      | Long Term Substitute   | Spanish                                       |                              |                                     |
| 5608000 | East Pointett County Public School District | 2            | Stefanie Lewallen   | Business Ed Vocational Endorsement (7-12)<br>Mathematics (7-12)<br>Business Technology (7-12)                                | High School Counselor                         |                              | 2005-2006<br>2006-2007              |
| 7203000 | Fayetteville Public School District         | 2            | Heather Bowen       | Middle School Social Studies (5-8)<br>Elementary (1-6)   | Elementary Special Education                  |                              | 2006-2007                           |
| 4102000 | Foreman Public School District              | 1            | Sarah Dockins       | Social Studies (7-12)<br>Economics (7-12)<br>Geography (7-12)<br>MidChLangArt/SS (4-8)                                       | Special Education Social Studies<br>3rd grade |                              | 2006-2007<br>2005-2006<br>2006-2007 |

| LEA     | NAME OF DISTRICT                        | # OF WAIVERS | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION  | OUT OF AREA TEACHING ASSIGNMENT | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|---|--------------|--------------------|---|---------------------------------|------------------------------|-------------------------------------|
|         |   |              |                    | MidChSci/Math (4-8)   |                                 |                              |                                     |
| O404000 | Gravette Public School District         | 1            | Amy Myers          | Long-Term Substitute Teacher  | Secondary Drama/Speech          |                              | 2006-2007                           |
| O803000 | Green Forest Public School District     | 1            | Michelle Graves    | English Language Arts (7-12)  | Journalism (9-12)               |                              | 2006-2007                           |
| 7204000 | Greenland Public School District        | 1            | Jacquelyn Beall    | Elementary (1-6)  | Special Education (P-4)         |                              | 2006-2007                           |
| 6602000 | Greenwood Public School District        | 1            | Ryan Casalman      | Coaching (7-12)<br>Social Studies (7-12)  | Physical Education (7-12)       |                              | 2006-2007                           |
| O503000 | Harrison Public School District         | 1            | Dawayne Hudson     | PE/Wellness/LEI (7-12)  | Social Studies                  |                              | 2006-2007                           |
| 6604000 | Hartford Public School District         | 1            | Sharon Fargo       | English Language Arts (7-12)<br>Business Technology (7-12)  | Speech                          |                              | 2006-2007                           |
| 2603000 | Hot Springs School District             | 1            | Cheryl Stafford    | Secondary Principal (5-12)<br>Middle School English (5-8)<br>Drama/Speech (7-12)                                      | Guidance Counselor              |                              | 2006-2007                           |
| 3306000 | Izard County Consolidated Public School | 3            | Takara Kinion      | Early Childhood Education (P-4)   | Special Education (P-4)         |                              | 2006-2007                           |
|         |   |              | Lagena McBride     | English Language Arts (7-12)<br>Journalism (7-12)   | Drama (9-12)                    |                              | 2006-2007                           |
|         |   |              | Billy McBride      | Building Administrator (7-12)<br>General Science (7-12)<br>Physical/Earth Science (7-12)<br>Life/Earth Science (7-12) | Algebraic Connections (9-12)    |                              | 2005-2006<br>2006-2007              |

| LEA     | NAME OF DISTRICT                       | # OF WAIVERS | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION   | OUT OF AREA TEACHING ASSIGNMENT  | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|--|--------------|--------------------|--|----------------------------------|------------------------------|-------------------------------------|
| 5102000 | Jasper Public School District          | 1            | Rachel Hodges      | Long-Term Substitute Teacher   | Elementary (K-4)                 |                              | 2006-2007                           |
| 6605000 | Lavaca Public School District          | 1            | Mary Rollins       | Business Ed Vocational Endorsement (7-12)<br>Business Technology (7-12)<br>Adult Education (P-5)<br>General Coop Education (7-12)<br>Work Place Readiness (7-12)<br>Career Orientation (7-12)<br>Career Orientation Vocational (7-12)  | Drama (9-12)                     |                              | 2006-2007                           |
| 2501000 | Mammoth Springs Public School District | 1            | Lynda Greene       | Life/Earth Science (7-12)<br>Art (P-8)<br>Art (7-12)<br>Medical Professions (7-PS)   | World History                    |                              | 2005-2006<br>2006-2007              |
| 6606000 | Mansfield Public School District       | 1            | Natalie Tolbert    | Journalism (7-12)<br>English Language Arts (7-12)<br>Social Studies (7-12)   | Oral Communication/ Drama I & II |                              | 2006-2007                           |
| 1703000 | Mountainburg Public School District    | 1            | Kelly Ray          | Elementary (1-6)   | Gifted & Talented (K-12)         |                              | 2005-2006<br>2006-2007              |
| 6901000 | Mountain View Public School District   | 4            | Troyce Barnett     | District Administrator (P-12)<br>Building Administrator (P-8)<br>Building Administrator (7-12)<br>CurProAdm Career Technology (P-S)<br>CurProAdm Career Technology (7-12)<br>CurProAdm Career Technology (4-8)<br>Agriculture Science & Technology (7-12)<br>Career Orientation Endorsement (7-12) | Environmental Science            |                              | 2006-2007                           |
|         |  |              | Melissa McPherson  | Middle School Social Studies (5-8)<br>Elementary (1-6)   | Guidance Counselor (K-12)        |                              | 2006-2007                           |

| LEA | NAME OF DISTRICT                      | # OF WAIVERS | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION   | OUT OF AREA TEACHING ASSIGNMENT       | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|-----|---------------------------------------|--------------|--------------------|--|---------------------------------------|------------------------------|-------------------------------------|
|     |                                       |              | Cassandra Ashley   | Early Childhood Education (P-4)<br>Elementary (K-6)  | Library/Media Specialist              |                              | 2006-2007                           |
|     |                                       |              | Brad Breeding      | Early Childhood Education (P-4)<br>MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)  | Elementary Music/Band Director (6-12) |                              | 2006-2007                           |
|     | Osceola Public School                 | 2            | Tammy Wood         | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)   | Algebra I                             |                              | 2004-2005<br>2005-2006<br>2006-2007 |
|     |                                       |              | Susan Thorne       | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)<br>Mathematics (7-12)<br>Business Technology (7-12)<br>Career Orientation/Vocational (7-12) | Algebra I                             |                              | 2006-2007                           |
|     | Pulaski County Public School District | 10           | Susan Detrick      | Instrumental Music (P-8)<br>Instrumental Music (7-12)  | Physical Education (K-12)             |                              | 2005-2006<br>2006-2007              |
|     |                                       |              | Gerald Duran       | Elementary Principal (K-9)<br>Elementary (1-6)   | Middle Childhood                      |                              | 2005-2006<br>2006-2007              |
|     |                                       |              | Karen Scott        | Elementary Principal (K-9)<br>Middle School Science (5-8)<br>Middle School Social Studies (5-8)<br>Elementary (1-6)                      | Life/Earth Science                    |                              | 2005-2006<br>2006-2007              |
|     |                                       |              | Stacy Smith        | Family & Consumer Science (4-12)   | Special Education                     |                              | 2006-2007                           |
|     |                                       |              | Stephen Smith      | Drama/Speech (7-12)  | Special Education                     |                              | 2006-2007                           |
|     |                                       |              | Michael Taylor     | Health Education (7-12)<br>Physical Education (K-12)<br>Coaching (7-12)<br>Social Studies (7-12)<br>Drivers Education Endorsement (7-12) | Special Education (4-12)              |                              | 2006-2007                           |
|     |                                       |              | Michael Bell       | Industrial Technology Education (7-12)<br>Drafting and Design (7-PS)<br>Industrial Equipment Maintenance (7-PS)                          | Special Education (4-12)              |                              | 2006-200                            |

| LEA     | NAME OF DISTRICT                 | # OF WAIVERS | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION  | OUT OF AREA TEACHING ASSIGNMENT  | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|----------------------------------|--------------|--------------------|---|----------------------------------|------------------------------|-------------------------------------|
|         |                                  |              | Tyson Norsworthy   | PE/Wellness/LEI (7-12)<br>Coaching (7-12)   | Special Education                |                              | 2005-2006<br>2006-2007              |
|         |                                  |              | Jeff Risner        | Mathematics (7-12)<br>PE/Wellness/LEI (7-12)<br>Coaching (7-12)   | Math (7-12)                      |                              | 2005-2006<br>2006-2007              |
|         |                                  |              | Robin Luster       | Art (P-8)<br>Art (7-12)<br>Commercial Photography (7-PS)  | Journalism (7-12)                |                              | 2005-2006<br>2006-2007              |
| 2705000 | Sheridan Public School District  | 6            | Cassandra Howton   | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)  | Special Education                |                              | 2004-2005<br>2005-2006<br>2006-2007 |
|         |                                  |              | Terra Stivers      | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)  | Career Orientation               |                              | 2006-2007                           |
|         |                                  |              | Barbara Drye       | Secondary Physical Education (7-12)<br>General Science (7-12)<br>Graduate Secondary (7-12)<br>Biology (7-12)<br>Biology II (7-12)<br>Ap Biology (7-12)<br>Physical Science (7-12)<br>Astronomy (7-12)<br>Geology (7-12) | Career Orientation               |                              | 2006-2007                           |
|         |                                  |              | Jennifer Rood      | Early Childhood Education (P-4)   | Special Education                |                              | 2005-2006<br>2006-2007              |
|         |                                  |              | Deborah Tazelaar   | Elementary (1-6)<br>SpEd Hearing Specialist (P-4)<br>SpEd Hearing Specialist (4-12)   | Special Education                |                              | 2006-2007                           |
|         |                                  |              | Sherry Stevens     | Social Studies (7-12)   | Special Education Social Studies |                              | 2006-2007                           |
| O104000 | Stuttgart Public School District | 1            | Yvonne White       | Elementary (1-6)<br>Gifted & Talented (P-8)<br>Gifted & Talented (7-12)   | Special Education (P-4)          |                              | 2006-2007                           |

| LEA     | NAME OF DISTRICT                    | # OF WAIVERS              | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION   | OUT OF AREA TEACHING ASSIGNMENT | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|-------------------------------------|---------------------------|--------------------|--|---------------------------------|------------------------------|-------------------------------------|
| 6806000 | Twin Rivers Public School District  | 4                         | Angel Woods        | English Language Arts (7-12)   | Spanish/Journalism              |                              | 2006-2007                           |
|         |                                     |                           | Logan Foster       | PE/Wellness/LEI (P-8)<br>PE/Wellness/LEI (7-12)<br>Coaching (7-12)<br>Coaching (P-8) | Middle School Science           |                              | 2006-2007                           |
|         |                                     |                           | Donna Bartlett     | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)   | Science (9-12)                  |                              | 2006-2007                           |
|         |                                     |                           | Darla Hooper       | Social Studies (7-12)<br>Gifted & Talented (P-8)<br>Gifted & Talented (7-12)         | Art (K-12)                      |                              | 2005-2006<br>2006-2007              |
| O602000 | Warren Public School District       | 1                         | J.R. Kelley        | Long-Term Substitute Teacher   | Secondary Social Studies        |                              | 2006-2007                           |
| 1803000 | West Memphis Public School District | 2                         | Renata Allen       | Early Childhood Education (P-4)  | 6th grade                       |                              | 2006-2007                           |
|         |                                     |                           | Danette Strons     | Early Childhood Education (P-4)  | English/Writing                 |                              | 2005-2006<br>2006-2007              |
|         | <b>Total # of School District</b>   | <b>Total # of Waivers</b> |                    |  |                                 |                              |                                     |
|         | 29                                  | 55                        |                    |  |                                 |                              |                                     |

| LEA     | NAME OF DISTRICT                       | # OF DENIED WAIVERS | NAME OF TEACHER(S) | CURRENT AREA(S) OF CERTIFICATION  | OUT OF AREA TEACHING ASSIGNMENT | OUT OF AREA ADMIN ASSIGNMENT | LENGTH OF TIME TEACHING OUT OF AREA |
|---------|--|---------------------|--------------------|---|---------------------------------|------------------------------|-------------------------------------|
| 1703000 | Moutainburg Public School District     | 1                   | Amy Bramucci       | English Language Arts (7-12)  | Oral Communication (9-12)       |                              | 2006-2007                           |
| 6003000 | Pulaski County Special School District | 15                  | Maryam Estis       | Early Childhood Education (P-4)<br>Adult Education (P-S)  | Special Education (Birth-4)     |                              | 2006-2007                           |
|         |  |                     | David Dickey       | Social Studies (7-12)   | Special Education (4-12)        |                              | 2006-2007                           |
|         |  |                     | Tiffany Hoeffken   | Social Studies (7-12)   | Special Education (4-12)        |                              | 2005-2006<br>2006-2007              |
|         |  |                     | Jeremiah Clemmon   | Life/Earth Science (7-12)<br>PE/Wellness/LEI (7-12)<br>Coaching (7-12)  | Physical Education (K-6)        |                              | 2006-2007                           |
|         |  |                     | Lynn Whited        | MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)  | P-4                             |                              | 2006-2007                           |
|         |  |                     | Rafeena Williams   | Early Childhood Education (P-4)<br>MidChLangArt/SS (4-8)<br>MidChSci/Math (4-8)                               | Special Education (4-12)        |                              | 2006-2007                           |
|         |  |                     | Angela Wooley      | Early Childhood Education (P-4)<br>Elementary (K-6)<br>Drama/Speech (7-12)                                    | Journalism (7-12)               |                              | 2006-2007                           |
|         |  |                     | Jill Murders       | Health Education (7-12)<br>Secondary Physical Education (7-12)<br>Coaching (7-12)<br>Middle School Math (5-8) | Special Education (4-12)        |                              | 2006-2007                           |
|         |  |                     | Kim Fonville       | Family & Consumer Science (4-8)<br>Family & Consumer Science (7-12)   | P-4                             |                              | 2005-2006<br>2006-2007              |



**Arkansas Department of Education**  
**Distance Learning Utilization Guidelines**  
**April 2007**

- I. According to Ark. Code §6-47-404, the Arkansas Distance Learning Program shall have four (4) focus areas:
- 1) To help alleviate the increasing shortage of available qualified teachers*
  - 2) To provide additional course-scheduling opportunities*
  - 3) To provide an opportunity for students to access an enriched curriculum and additional courses for students to access an enriched curriculum and additional courses beyond those mandated by the Standards for Accreditation of Arkansas Public Schools; and*
  - 4) To develop and make available online professional development and instructional resources for all teachers and administrators.*
- II. The following demonstration Providers shall address these focus areas for K-12 schools in Arkansas:
- 1) Arkansas Department of Education Distance Learning Center (Maumelle)*
  - 2) Arkansas Early College High School (Southeast Cooperative-Monticello)*
  - 3) Arkansas School for Mathematics, Science, and the Arts (Hot Springs)*
  - 4) Arkansas Virtual High School (Arch Ford Cooperative – Plumerville)*
  - 5) Dawson Center for Distance Learning (Dawson Cooperative – Arkadelphia)*
- III. Due to the increase in demand for classes and the limited resources, the Arkansas Department of Education has established Guidelines For Utilizing the five (5) demonstration provider educational services. The intent of these guidelines is to encourage efficient and ethical use of K-12 distance learning while continuing to ensure the equity that the Arkansas Distance Learning Program provides. The Guidelines For Utilization of Distance Learning consist of the following:
- a. To promote efficient use of resources, school districts are discouraged from offering a class on site with fewer than ten (10) students. Districts are encouraged to schedule the class with a distance learning provider or share a licensed instructor with another district or provider via distance learning.
  - b. Districts that schedule the same class for two consecutive years may be asked to provide rationale for doing so.
  - c. Effective 2008-2009 school year, if a district schedules the same class for two consecutive years, the district may be responsible for an instructional fee at the minimum rate of \$50 per student, per class, per semester.
  - d. Districts that schedule more than four (4) classes with a provider may be asked to provide rationale for doing so.

- e. Districts should notify the distance learning provider immediately if the district has scheduled a class but is later able to acquire an instructor. Failure to notify the provider by July 15<sup>th</sup> may result in the district being charged an administrative fee.
- f. Districts that request classes in the spring from a distance learning provider must notify the provider by July 15<sup>th</sup> if they are not going to need those seats that have been reserved. If a district fails to use at least 80% of their allotted seats, they may be subject to a registration fee.
- g. Any district that does not pay the fees associated with provider may not be eligible to receive services in subsequent years.



## ARKANSAS DEPARTMENT OF EDUCATION RULES GOVERNING THE ARKANSAS BETTER CHANCE PROGRAM

### SECTION 1 – REGULATORY AUTHORITY

- 1.01 These rules are enacted pursuant to the authority of the State Board of Education under ACA § 6-11-105 and 6-45-101 et seq. as amended.
- 1.02 The Division of Child Care and Early Childhood Education, Arkansas Department of Health and Human Services, shall coordinate and administer the Arkansas Better Chance Program, providing all appropriate technical assistance and program monitoring necessary to fulfill the requirements of Ark. Code Ann. 6-45-101 et seq., 20-78-206 and 6-11-105. DCCECE will annually provide the State Board of Education a list of grants which are recommended for funding for the next year.
- 1.03 The State Board of Education will approve all rules developed pursuant to Act 212 of 1991 and Act 49 of 2003 as amended and will approve all programs funded under the Arkansas Better Chance Program.

### SECTION 2 – PURPOSE

- 2.01 It is the purpose of these rules to set the general guidelines for the operation of early childhood programs funded under the Arkansas Better Chance Program and the Arkansas Better Chance for School Success Program.

### SECTION 3 – DEFINITIONS

- 3.01 ABC: Arkansas Better Chance
- 3.02 ABCSS (Arkansas Better Chance for School Success): Unless standards for ABC and ABCSS are listed separately, ~~all requirements of ABC apply to ABCSS~~ [the term 'ABC' will be used to refer to all participating programs.](#)
- 3.03 ADE: Arkansas Department of Education
- ~~3.04 ADHS: Arkansas Department of Health and Human Services~~
- [3.04 AECPDS: Arkansas Early Childhood Professional Development System](#)
- 3.05 APSCN: Arkansas Public School Computer Network
- [3.06 Agency: For purposes of these rules, "Agency" refers to any entity funded under the Arkansas Better Chance or Arkansas Better Chance for School Success program.](#)
- 3.07 CACFP: Child and Adult Care Food Program (Special Nutrition). A federally-funded subsidy program administered by DCCECE designed to provide reimbursement to providers for meals and snacks served to children from low-income families.
- 3.08 CCFH: Child Care Family Home

- 3.09 CDA: Child Development Associate
- 3.10 Classroom: A physical space which is partitioned for the purpose of ABC instruction and activities. Each classroom must meet licensing requirements and state Quality Approval standards.
- 3.11 COPA: Child Outcome, Planning and Assessment. A web-based information technology system used to capture and maintain data for all children and families enrolled in ABC.
- 3.12 Core Quality Components: The six key areas of ABC which include:
- |                                       |  |
|---------------------------------------|--|
| -Low student to teacher ratio         | -Developmental Screening and Child Assessment          |
| -Well-qualified and compensated staff | -Proven curricula and learning processes               |
| -Professional development             | -Meaningful parent and community engagement activities |
- These components serve as the basis of ABC funding levels.
- 3.13 DCCECE: Division of Child Care and Early Childhood Education
- 3.14 DECA: Deveraux Early Childhood Assessment
- 3.15 DHHS: Arkansas Department of Health and Human Services
- 3.16 ECERS-R (Early Childhood Environmental Rating Scale, Revised): A nationally-recognized scale developed to measure various elements of classroom quality. ECERS-R is used to measure the environmental quality of early childhood programs.
- 3.17 ERS (Environmental Rating Scale): The term used to describe the tools used to measure elements of classroom quality. These include the Early Childhood Environmental Rating Scale, Infant-Toddler Rating Scale, Family Child Care Rating Scale and School-Age Care Rating Scale.
- 3.18 FPL: Federal Poverty Level
- 3.19 IEP: Individualized Education Program
- 3.20 IDEA: Individuals with Disabilities Education Act
- 3.21 INDEX: Investigating, Discovering and Exploring, the state-approved curriculum training on Math and Science for Young Children.
- 3.22 In-kind services: Support services provided at either no cost or without monetary exchange. To use in-kind services as match, services must be provided to [the ABC program](#).
- 3.23 HIPPY: Home Instruction for Parents of Preschool Youngsters
- 3.24 LEA: Local Education Agency
- 3.25 NAEYC: National Association for the Education of Young Children
- 3.26 PAT: Parents as Teachers
- 3.27 Single-Site Classroom: One ABC classroom at a geographic location
- 3.28 Multi-classroom Site: Multiple ABC classrooms located on the same premises

- 3.29 SSN: Social Security Number
- 3.30 Shall: Mandatory standard
- 3.31 Should: Standard is recommended but not mandatory
- [3.32 SQP: Staff Qualifications Plan. A process by which DCCECE can approve staff not meeting minimum qualifications to work in an ABC classroom under certain restrictions.](#)
- 3.33 Work Sampling System (WSS): A web-based instrument used by ABC programs to assess a child's progress in various educational domains over the program year.

## SECTION 4 – CHILD ELIGIBILITY

- 4.01 The ABC Program serves educationally deprived children, ages birth through 5 years, excluding a kindergarten program. The Arkansas Better Chance for School Success Program serves children ages 3 and 4 years from families with gross income not exceeding 200% of the FPL. [Programs wishing to enroll a kindergarten-eligible child must obtain a written waiver from DCCECE before enrolling the child in ABC. Parents must also complete a kindergarten waiver process through the local school district.](#)
- 4.02 To be eligible, children shall reside within the boundaries of an Arkansas school district. Programs may accept children outside of their local area if they have exhausted local recruiting efforts and have unfilled ABC slots.
- 4.03 Eligible children for the ABC program shall have at least one of the following characteristics:
- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>-Family with gross <a href="#">household</a> income not exceeding 200% of FPL</li> <li>-Parents without a high school diploma or GED</li> <li>-Low birth weight (below 5 pounds, 9 ounces)</li> <li>-Parent is under 18 years of age at child's birth</li> <li>-Immediate family member has a history of substance abuse/addiction</li> </ul> | <ul style="list-style-type: none"> <li>-Has a demonstrable developmental delay as identified through screening</li> <li>-Eligible for services under IDEA</li> <li>-Income eligible for Title I programs</li> <li>-Limited English Proficiency</li> <li>-Parent has history of abuse of neglect</li> <li>Or is a victim of abuse or neglect</li> </ul> |
|--|--|
- 4.04 Eligible children for the ABC for School Success program must meet the following qualifications:
- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li>-Must be three or four years old by ADE cutoff date.</li> <li>-Family gross <a href="#">household</a> income does not exceed 200% of FPL</li> </ul> | <ul style="list-style-type: none"> <li>-A program is available in the area where the child resides and there is available space for the child to attend.</li> </ul> |
|--|---|
- To receive special education services a child must reside within certain district/co-op boundary lines.
- 4.05 To enroll an eligible child, the child's parent or guardian shall furnish documentation of eligibility and other required information, [including household income and household member information](#). A list of all acceptable documentation will be published annually by DCCECE, including the disclosure of annual household income and household member information. Children of parents or guardians refusing to furnish required information shall be deemed ineligible for participation. Programs are responsible for verifying eligibility before the child attends and shall maintain copies of eligibility documentation in the child's record.

- 4.06 A copy of the child's birth certificate or hospital record listing a date of birth is required. If official documentation of date of birth is unavailable, the ABC program shall follow the guidelines of the local district in such instances.
- 4.07 In determining income eligibility, programs shall use a family's gross income from employment plus any unemployment compensation. [Documentation of income eligibility must be present in each child's record.](#) If pay stubs are used to document eligibility, recent documents ([dated](#) within 30 days) shall be used. DCCECE shall publish a list of acceptable documentation annually. If a three-year old child has been qualified for ABCSS, that child shall remain eligible for two years.
- 4.08 Families claiming no earned income (full-time students or unemployed) shall produce a signed and notarized statement to that effect, which [shall be maintained in the child record.](#)
- 4.09 Parents or guardians shown to have submitted a falsified document shall be subject to repayment of funds to DCCECE and referral for prosecution.
- [4.10 Agencies shown to have enrolled ineligible children or children with no documentation of eligibility shall be required to repay the funds expended on behalf of the child to DHHS.](#)
- 4.11 An age-eligible child who falls into one of the following categories shall be exempt from family income requirements:
- Foster child
  - Child with an incarcerated parent
  - Child in the custody of [living with](#) a family member other than mother or father
  - Child with immediate family member arrested for or convicted of drug-related offenses
  - Child with a parent activated for overseas military duty
- 4.12 The ADE and DCCECE may develop a fee schedule and establish eligibility based on family income for children who are not eligible under Section 4.4, but priority enrollment shall be provided to children eligible under Section 4.4. Families who are qualified for enrollment under a sliding fee scale should pay fees directly to the program. The amount of any parent co-pay as determined by DCCECE shall be deducted from the reimbursement to programs accepting children on a sliding fee scale.
- 4.13 DCCECE, with approval from ADE, may grant waivers to children not meeting the eligibility criteria under Sections 4.3 or 4.4 but possessing multiple risk factors for learning and developmental impairment. Requests for such waivers must be submitted to DCCECE in writing and will be considered on a case by case basis.
- 4.14 Children having certain risk factors may be eligible for home-visiting services, in addition to attending a center-based ABC program. See Section 18.6 for eligibility requirements.
- [4.15 Eligible children shall not be denied enrollment into an available ABC program or dismissed from an ABC program due to non-payment of any fees associated with another child care program.](#)

## SECTION 5 – PROGRAM/AGENCY ELIGIBILITY

- 5.01 Any child care provider meeting these criteria is eligible to apply for funding:
- Located within the boundaries of the State of Arkansas
  - Licensed by DCCECE as a Child Care Center or Child Care Family Home with no history of formal corrective action or founded complaints which pose an immediate safety risk within 12 months of application date
  - Has no outstanding debt to DCCECE [or ADE](#) (This requirement shall be suspended if an appeal is pending.)
  - Has obtained State Quality Approval accreditation OR is eligible for such accreditation in the space to be used for the ABC program
  - Can provide matching funds in accordance with local to state 40:60 funding ratio

The local-to-state match may be waived by DCCECE if the program is in a school district that has been designated by ADE as being in academic distress and DCCECE determines that the school is unable to provide the local-to-state match requirement. This determination may be made only after DCCECE has assisted the school in identifying potential funding sources to provide local-to-state match requirements.

- 5.02 Any provider wishing to be considered for funding must fully complete a grant application supplied by DCCECE. Grant applications will be evaluated and scored on the following factors:
- [Current status of child care license and quality approval accreditation](#)
  - The degree to which the program can provide a developmentally appropriate preschool program as outlined in the grant application
  - A strategy of collaboration with the local business and education community
  - A fiscally-responsible budget which correlates to core quality models
  - A plan of action for parent involvement
- 5.03 DCCECE will determine an acceptable cutoff score for approved applications. Questions and concerns regarding grant scoring should be referred to the Program Administrator. The ABC Administrator shall make the final determination of all grant scores. Grant scores are final.
- 5.04 All applications shall include a budget which corresponds to the ABC core quality components, details program costs and demonstrates fiscal responsibility. Allowable costs include:
- salaries/fringe
  - instructional materials
  - staff development
  - developmental screenings
  - parent/community engagement activities
  - financial assistance for staff working towards a degree or credential, including but not limited to books, tuition and travel.

## SECTION 6 – FUNDING

- 6.01 Upon approval of an ABC application, the order of funding shall be based on criteria stated in Act 49 of 2003, which includes areas of the state containing:
- Schools that have 75% or more students scoring below proficiency level on the primary benchmark exams (math and literacy) in the preceding two (2) school years
  - Schools designated by ADE as being in school improvement status
  - Schools located in a school district in academic distress.

Other factors determining areas to be funded may include socio-economic status of the service area and the availability of existing quality preschool services in an area.

- 6.02 Any program funded through ABC shall work in collaboration with DCCECE, ADE, local businesses and other early childhood providers (school districts, educational cooperatives, Head Start, HIPPPY, private and non-profit providers, etc.) to ensure that all eligible children are served in the most suitable environment. This collaboration shall include, but is not limited to, participation in [and/or facilitation of](#) local early childhood meetings, ~~sharing of waiting list information~~ and referring children [families](#) to other programs when appropriate.

- 6.03 The required local 40% match may include only the cost of providing necessary services for ABC children. Matching funds may be cash or in-kind.

- 6.04 State ABC Funding (60%) for the core components of the program may include salaries and fringe for staff giving direct services to ABC children, professional development, child assessment, developmental screening, meaningful parent and community engagement activities, proven curricula and learning processes, transportation and administration.

- 6.05 The maximum amount of funding is based upon projected child enrollment. Programs will be paid ~~quarterly~~ [monthly](#). ~~Once a grant agreement is signed, one quarter of the maximum funding will be issued. Payment for subsequent quarters will be based upon actual enrollment. Programs not operating for at least one month during a quarter will not receive payment for that period. Programs will be reimbursed for any child attending at least one third of the quarter. In any quarter, if actual enrollment is less than 80% of projected enrollment, the quarterly payment will be deducted on a per child basis.~~ [Payment shall be pro-rated for agencies not in operation a full program year. During the year, programs shall be audited to ensure compliance with child enrollment and attendance policies. An ABC program found to be enrolling ineligible children shall be required to repay applicable funds to DHHS and be subject to all collection proceedings allowed by law. Funds may be withheld from future payments to satisfy repayment.](#) Overpayments or the amount of any end of year carry-forward funds shall be deducted from future payments.

- [6.06 DCCECE shall not be responsible for sending out additional or late payments due to failure of Agency to enter data in COPA. DCCECE will assume any payments not disputed within 30 days of receipt shall be correct. DCCECE cannot retroactively pay any Agency for previous year services.](#)

- 6.07 Payment may [shall](#) be withheld if [a](#) program [does](#) not comply with reporting requirements.

- 6.08 ABC is intended to supplement, not supplant, existing early childhood funding sources.
- 6.09 Funding, not to exceed 2% of the total ABC funding pool, shall be available from the ABC monies for the additional support services required of DCCECE in administering the ABC program.

## SECTION 7 – REPORTING

- 7.01 All child, family and staff information shall be maintained in COPA by the program. Attendance shall be taken daily and recorded in COPA at least monthly. Initial data must be entered by the due date set and published by DCC-ECE. Agencies shall update COPA data within ten (10) days of any change to family, child or staff data.
- 7.02 Each ABC program shall submit to DCCECE two (2) financial expenditure reports—due on January 30 and July 30 of each year—which detail operating expenses and enrollment data. Programs shall receive guidance from DCCECE on the specific format of each report.
- 7.03 An Agency shall operate its ABC program according to the financial guidelines outlined in the grant application instructions.
- 7.04 A complete and final disclosure audit of each ABC program is required and must be submitted annually for review to DCCECE. Any ABC program that is annually reviewed by Legislative Audit may submit the summary completed by that agency. All final audits shall be submitted within 120 days of the program’s fiscal year completion.
- 7.05 Programs that fail to adhere to a reporting deadline or respond to a request for information by DCCECE will be subject to compliance action as outlined in Section 21.
- 7.06 Children qualifying under the sliding fee scale must be clearly marked as such in ~~quarterly enrollment reports to DCCECE~~ COPA. Programs shall also report any non-ABC qualifying children who have been assigned to an ABC classroom. Failure to do so is grounds for a compliance plan (See Section 21). DCCECE will inform programs as to the manner that reporting shall take place.
- 7.07 Once a grant agreement has been signed, any change made to the program whatsoever shall be reported to DCCECE within five (5) working days of the change. This includes, but is not limited to, any changes in address, phone, e-mail address, staff, slot locations or budget items.

## SECTION 8 – APPLICATION/RENEWAL APPLICATION

- 8.01 The Request for Applications will specify all application procedures for an ABC program. DCCECE is not obligated to review any proposal received after the submission deadline stated in the application.
- 8.02 If all ABC funds are not allocated or expended during any program year, the DCCECE may initiate an additional application period to fully obligate all available funds.

8.03 [An Agency shall operate its ABC program in accordance with all information contained in the grant application. Any deviation from the information in the application must first be approved by DCCECE. This includes budget items.](#)

**SECTION 9 – MINIMUM STANDARDS/CLASSROOM PROGRAMS**

9.01 All ABC classroom programs shall satisfy the requirements specified in The Child Care Licensing Act, ACA § 20-78-201 through 224 and rules and regulations enacted pursuant to these sections.

9.02 All ABC center-based or family-home based programs shall maintain a license in good standing as referenced in Section 9.1. Any ABC program whose license is revoked shall be immediately terminated from the ABC program.

9.03 Agencies that are barred from participating in DHHS programs pursuant to DHHS Policy 1088 shall be ineligible for participation in ABC. Grant agreements for any existing programs excluded pursuant to this policy shall be terminated immediately. Programs placed on corrective action by DHS shall be subject to ABC compliance action as outlined in Section 21.

9.04 DCCECE is directly responsible for the inspection and evaluation of programs as referenced in Section 9.1. Inspections and monitoring visits may occur without prior notice. This includes quality visits, program reviews or any other visit by a DCCECE or authorized representative.

9.05 All ABC classrooms shall meet the criteria for becoming an "approved" Early Childhood program under the Arkansas Child Care Approval System Rules and Regulations, Ark. Code Ann. 6-45-103 and 106 (Supp. 1993). An overall average [score](#) of 5-5 [5.0](#) is required for the ERS Environmental Rating Scale or scales that are which is applicable to each program [classroom](#). DCCECE will utilize the following procedure for any program failing to meet these requirements:

| <b>Result of Program Review</b>                                | <b>Action Taken</b>   |
|--|---|
| 1 <sup>st</sup> No Pass ( <a href="#">ERS Score &lt; 5.0</a> ) | Recommendations for improvements <a href="#">shall</a> be made <a href="#">in writing</a> by the program monitor and DCCECE Program Specialist <a href="#">to the Agency ABC Administrator/Coordinator and Teacher</a> . Technical assistance is recommended <a href="#">shall be given to the Agency</a> .   |
| 2 <sup>nd</sup> No Pass ( <a href="#">ERS Score &lt; 5.0</a> ) | Technical assistance <a href="#">shall be mandated</a> . Program is advised that the site will have one additional opportunity to meet the requirements. <a href="#">Conference shall be held between Agency ABC Administrator/Coordinator, Teacher and DCCECE staff to advise Agency of 2<sup>nd</sup> No Pass Status and required improvements. Agency is placed on probationary status with third review scheduled within 60 days of conference.</a> |
| 3 <sup>rd</sup> No Pass ( <a href="#">ERS Score &lt; 5.0</a> ) | <a href="#">Agency shall not be renewed at the end of the program year. Agency is partially or fully de-funded for next program year.</a>   |

[Any agency which is not renewed pursuant to this policy shall be ineligible to reapply for an ABC grant for a period of 12 months.](#)

At the discretion of DCCECE, the following may be considered as mitigating circumstances: impact of deficiencies on child health, safety and welfare; willingness to improve upon factors within Agency control; likelihood of program passing next review and the time in which such improvements can be implemented. Recommendations for improvement may include staff changes.

~~Programs may not physically move a site for the purpose of circumventing this procedure. If a program moves a site to another location but retains the same ownership, those classrooms will count as the original site under this rule. Technical assistance may include recommendations for staff or management changes.~~

9.06 For each child enrolled, ABC programs shall provide a minimum of 7 hours per day, 178 days per year for instruction.

9.07 Classroom-based programs shall follow public school regulations regarding the time requirements for teacher planning periods. However, planning periods for ABC teachers shall be scheduled at a time that do not violate minimum staff-child ratios or other ABC standards.

9.08 Programs shall utilize a parent handbook specifically designed for the ABC program. Attendance and tardy policies shall be clearly outlined in the handbook. Parents shall sign a statement stating they have received a copy of the handbook and understand its contents. Programs shall maintain a copy of the signed statement in the child record. ~~Programs should stress the importance of attendance and arrival time to parents.~~ Programs should direct specific cases to DCCECE for technical assistance or guidance.

## **SECTION 10 – STAFF/PUPIL RATIO FOR CLASSROOM PROGRAMS**

10.01 ~~Regardless of licensing capacity,~~ The group size in any classroom with ABC children shall not exceed:

- 8 children for ages birth-18 months
- 14 children for ages 18 months-3 years
- 20 children for ages 3-5 years
- or the classroom's licensing capacity, whichever is less.

Programs may integrate ABC classrooms with children funded through other sources. However, the maximum group sizes listed above apply to ALL children in a classroom containing ABC children, regardless of funding source.

10.02 The adult-to-child ratio in any classroom with ABC children shall not exceed:

- 1:4 (birth to 18 months)
- 1:7 (18 months-3 years)
- 1:10 (3 years-5 years)

10.03 A minimum of 50% of the staff must remain in the classroom during rest time for children 3-5 years old only. Full staffing must occur for all other ages and at all other times, including meals.

10.04 Pursuant to licensing regulations, a teacher or aide may escort a child or group of children to a bathroom or school nurse if another qualified staff person remains in the classroom. A

classroom shall not be counted out of compliance for a teacher taking a brief bathroom break as long as the other staff member remains in the classroom.

## **SECTION 11 – STAFF QUALIFICATIONS AND TRAINING REQUIREMENTS**

- 11.01 ~~The lead teacher shall hold a standard Arkansas teacher license with P-4 certification. Non-public school-based or non-educational cooperative based ABC programs may hire a non-certified teacher with a bachelor's degree in early childhood education or child development. Non-public school or non-cooperative based ABC programs may not hire teachers with a provisional or initial teacher license. The Division shall consider degree exemptions for non-public school/coop based providers on a case-by-case basis, contingent upon the teacher having a requisite number of hours in early childhood and/or child development. Lead~~

For ABC programs operated by a public school district or educational cooperative, the classroom teacher shall hold a minimum of a standard Arkansas teacher license with P-4 certification. All ABC teachers must be able to demonstrate competency in the areas of developmentally appropriate programming, curriculum development and daily classroom management.

- 11.02 ~~For multiple classroom sites, the teacher of a second classroom shall hold, at a minimum, an associate degree in early childhood education or early childhood development. Teachers must be able to demonstrate competency in the areas of developmentally appropriate programming, curriculum development and daily classroom management.~~

For ABC programs operated by any other type agency, the classroom teacher must hold a minimum of a bachelor's degree in Early Childhood Education or Child Development. The Division [DCCECE](#) shall consider degree exemptions for non-public school/coop based providers on a case-by-case basis, contingent upon the teacher having a bachelor's degree and a requisite number of hours in early childhood and/or child development. Non-public school or non-cooperative based ABC programs may not hire teachers with a provisional or initial teacher license.

- 11.03 ~~The paraprofessional shall hold a minimum of one of the following: an associate degree~~ with a minimum of twelve (12) credit hours in early childhood education or child development OR a CDA credential. Paraprofessionals are an integral part of classroom instruction and should be given responsibilities which are commensurate with their education and experience. In general, paraprofessionals should be able to assist with classroom activities, interaction, supervision and observation.

- 11.04 ~~Programs replacing a teacher or paraprofessional during the year—including those taking an indefinite leave of absence—shall consult with the Division~~ [DCCECE](#) on specific qualifications needed.

- 11.05 An ABC program coordinator or site director without teaching responsibilities shall meet the minimum licensing requirements for a center director AND complete Director's Orientation within a reasonable time period, subject to the availability of training. The coordinator or director will preferably have some level of experience in early childhood.

- 11.06 Caregivers in an infant/toddler ABC room shall hold a minimum of a CDA credential in

infant/toddler care.

- 11.07 Staff members not qualifying under Sections 11.01-11.02 may work in an ABC program under an approved SQP. DCCECE will approve these plans on a case-by-case basis and shall monitor the plan to ensure adequate progress is being made. Programs shall file a SQP with DCCECE within fifteen (15) days of the date of hire and shall submit progress reports on January 30 and July 30 annually. [Programs hiring staff members not meeting minimum qualifications without an approved SQP shall be subject to termination from the ABC program.](#)
- 11.08 While adhering to the necessary qualifications, ABC programs should also strive to maintain an ethnically diverse staff appropriate to child enrollment.
- 11.09 Between July 1 and June 30 each year, All ABC teachers and aides shall participate in a minimum of thirty (30) hours of staff development on topics pertinent to early childhood education and approved by DCCECE. Persons who are obtaining an early childhood degree may count college course hours pertinent to early childhood education toward the required hours of staff development. Programs should multiply semester hours by 5 to obtain the number of semester hours counted towards ABC professional development.
- 11.10 Teachers and paraprofessionals shall be required to receive training in the following areas:
- Arkansas Early Childhood or Infant/Toddler Education Frameworks
  - Pre-K ELLA (Early Literacy Learning in Arkansas)
  - [INDEX](#) (Math and Science for Young Children)
  - Social/Emotional Learning in Arkansas
  - Work Sampling Online
  - COPA
  - Deveraux Early Childhood Assessment (DECA)
  - Special Needs, including process, Special Education rules and regulations and IDEA

With the exception of annual Work Sampling training and updates, timeframes for completing such requirements may vary with availability and access to the above trainings. DCCECE or ADE Special Education may mandate additional training subject to needs in various locations.

- 11.11 In addition to the requirements of 11.10, coordinators for each ABC programs shall ensure that all appropriate staff members attend mandatory ABC training (budgets, reporting, assessments, information technology, etc.) provided by DCCECE. Programs with staff members not adhering to these requirements are subject to the terms of a compliance plan as outlined in Section 21.
- 11.12 The ABC program coordinator and all ABC staff shall register with the ~~Arkansas Early Childhood Professional Development System~~ [AECPDS](#) Registry. [The Registry identification number for each staff shall be entered in COPA.](#)
- 11.13 ABC programs shall establish an employment agreement in writing with all classroom staff. This agreement shall outline working conditions, dates and hours of employment, compensation and fringe benefits. [A copy of the public school teacher contract shall satisfy this requirement.](#)

## SECTION 12 – STAFFING PATTERNS/CLASSROOM PROGRAMS

- 12.01 Single classroom sites for preschool shall have a teacher qualified under 11.01-11.02. Classrooms with over 10 children must also have a paraprofessional qualified under 11.03.
- 12.02 For ABC programs operating infant/toddler classrooms, programs must have one (1) qualified caregiver meeting the requirements of Section 11.6 for either every four children (infants) or seven children (toddlers).
- 12.03 In multi-classroom sites, the following staffing patterns shall be adhered to:

| # Classrooms | Lead Teacher (11.01-11.02) | Classroom Teacher (11.02) | Paraprofessional (11.03) |
|--------------|----------------------------|---------------------------|--------------------------|
| 1            | 1                          | 0                         | 1                        |
| 2            | 2                          | 1                         | 2                        |
| 3            | 3                          | 2                         | 3                        |
| 4            | 4                          | 2                         | 4                        |

For sites with more than four classrooms, programs must provide a lead teacher (11.01) for every three classrooms. Lead teachers are responsible for curriculum, program planning and oversight of paraprofessionals.

- [12.04 A classroom which is partitioned in any way may be considered multiple classroom space by DCCECE. Factors to be considered in this decision shall include supervision issues, as well as level of staff qualifications in the classroom areas.](#)

## SECTION 13 – PROGRAM STANDARDS

- 13.01 All early childhood programs funded by ABC monies shall be developmentally appropriate and individualized to meet the needs of each student enrolled. Guidelines published by the National Association for the Education of Young Children (NAEYC) and the Arkansas Early Childhood Education Framework will be used to determine developmental appropriateness. (Bredekamp, Sue, Editor, *Developmentally Appropriate Practice in Early Childhood Programs Serving Children from Birth Through Age 8* [The following references shall be utilized to determine developmental appropriateness:](#)
- [Developmentally Appropriate Practice in Early Childhood Programs, Revised Edition, Edited by Sue Bredekamp and Carol Copple, © 2004 by NAEYC](#)
  - [From Neurons to Neighborhoods: The Science of Early Childhood Development, Edited by Jack P. Shonkoff, M.D. and Deborah A. Phillips, © 2000 by National Academy of Sciences.](#)
  - [Arkansas Early Childhood Frameworks](#)
- 13.02 Programs shall demonstrate that the classroom arrangement satisfies “substantial portion of the day” as defined by the environmental rating scales. If used, room dividers shall be arranged and of sufficient height to prohibit distractions from other classes yet not hinder proper supervision within the classroom.

- 13.03 Each classroom shall be equipped with toys, books and play apparatus to take care of the needs of the total group and to provide each child with a variety of activities through the day. A variety of equipment shall be accessible from low shelves to children of all ages and shall be arranged in learning centers.
- 13.04 The program shall be individualized to meet the needs of each student enrolled. Each curriculum model and the actual classroom practice will be assessed using the applicable environmental rating scale to ensure the model is developmentally appropriate.
- 13.05 The program shall have a written overall curriculum plan which is arranged in thematic units, projects or topics of study and includes goals and objectives related to the following: cultural diversity, social/emotional development, creative/aesthetic learning, cognitive/intellectual learning, physical development and language.
- 13.06 All programs must utilize a curriculum approved by DCCECE. A list of approved curriculum models will be made available by DCCECE on an annual basis. A program wishing to use a curriculum not on the list may request, in writing to DCCECE, consideration of an additional curriculum. Program coordinators shall ensure teachers have adequate training on curriculum.
- 13.07 Children shall participate in a daily schedule that reflects a balance among the following types of activities: indoor/outdoor; quiet/active; individual/small group/large group; gross motor/fine motor; child initiated/teacher initiated.
- 13.08 Routine and transition times throughout the day, such as preparing for mealtime, shall be used as opportunities for incidental learning. Transition times shall be planned to avoid frequent disruption of children's activities and long waits between activities.
- 13.09 Programs shall maintain an individual child record on site. At a minimum, the record shall contain copies of:
- Birth certificate, or hospital birth record [or other official verification of birth date](#)
  - Documentation of program [child](#) eligibility
  - [Completed and dated](#) application form
  - Emergency information, including non-parental contact and medical information
  - Parental authorization for medical care, daily pick-up and field trips
  - Field trip authorization
  - Completed Health Form and Immunization record ([or proof of current immunizations](#))
  - Record of completed developmental assessment [screening](#)
  - Samples of child's work
  - Teacher and parent observations and summaries of parent-teacher conferences
  - Work Sampling ~~Summary Reports~~ and Developmental Checklists

Child records or any ABC file containing personal information on families and children shall be kept in a locked file cabinet with access granted only on a need-to-know basis. The child record shall be available for inspection by DCCECE staff. If certain records must be stored off-site, copies shall be made and given to teachers to maintain in a record on-site. In maintaining and updating child and family data, ABC programs shall utilize [COPA](#) the information technology database selected by DCCECE. Other than those documents required [to be retained](#) for licensing purposes, teachers shall give [a copy of](#) the child's record to the parent upon completion

of or disenrollment from the program [or forward the record to the child's kindergarten program.](#)

- 13.10 The arrangement of indoor and outdoor equipment, materials and interest areas for each group shall provide for:
- Accessibility to equipment and materials so that children may select and return them easily
  - An orderly, uncluttered atmosphere
  - Visual and/or auditory supervision of children in all areas
  - Separation of active and quiet play areas
  - Traffic patterns that avoid disruption of activities
- 13.11 At a minimum, developmentally appropriate equipment and materials of sufficient quantity to accommodate a sustained learning environment shall be provided in the following interest areas/learning centers:
- |                                 |                              |
|---------------------------------|------------------------------|
| 1. Blocks                       | 5. Discovery/Science Sensory |
| 2. Dramatic Play                | 6. Sand/Water Play           |
| 3. Stories/Language Development | 7. Manipulative              |
| 4. Art                          | 8. Music                     |
- 13.12 Outdoor play shall be used as an extension of the learning activities that occur in the classroom. As such, ABC staff shall participate in this activity. [Each ABC classroom shall offer a minimum of 60 minutes of outdoor play daily unless prevented by inclement weather.](#)
- 13.13 The outdoor play area shall be developmentally appropriate and meet the Consumer Product Safety Commission standards for outdoor play areas. The outdoor play area shall provide the following:
- A variety of surfaces
  - An arrangement designed for appropriate flow of activities
  - Climbing and other active play items and structures
  - Open areas for running and games
  - Opportunities for dramatic play
  - Adequate storage for equipment and materials
  - Partial shade
  - Quiet, private spaces
  - A separate outdoor area equipped for infants and toddlers (if applicable)
- 13.14 Provision should be made through program design and networking efforts to ease the transition of children moving from one program or age grouping to another or to public school kindergartens. This provision must include individual needs assessments on each child, lesson plans and specific activities written into the program design. At a minimum, the transition plan shall involve parents and appropriate school district personnel.
- 13.15 ABC programs are required to provide free nutritious meals and snacks for all children enrolled in ABC/ABCSS. Mealtime is an opportunity to engage children in conversation about the day and themselves. Therefore, ABC staff shall participate with the children during this time. Children shall be given an appropriate amount of time for meals and conversation.

- 13.16 Parents or guardians of children qualified as eligible for ABC services shall not be required to pay any fees or provide food or supplies during ABC program hours. This includes enrollment fees, field trip expenses [or uniforms](#).
- 13.17 Electronic mail is a necessary means by which DCCECE communicates vital information to programs. All participating programs must maintain a working e-mail address which is checked daily. Applicable information shall be distributed to classroom staff by the program coordinator.

## **SECTION 14 – CLASSROOM MANAGEMENT/SPECIAL EDUCATION**

- 14.01 No child in ABC shall be dismissed or expelled from the program for behavior without approval from DCCECE.
- 14.02 Discipline shall reflect positive guidance, be consistent and individualized for each child. Such discipline shall be appropriate to the child's level of understanding ~~and directed toward teaching the child acceptable behavior and self control.~~ Corporal punishment is an unacceptable method of discipline for children in ABC funded programs and shall not be used. Programs shall specifically define their approach to handling inappropriate behavior in the ABC parent handbook.
- 14.03 ~~When confronting challenging behavior, ABC programs shall take multiple steps to intervene and correct the behavior using a constructive approach before discussing dismissal from a program.~~ When a child presents with challenging behavior, teaching staff shall follow the standards of NAEYC Accreditation:
- Observe the children, then identify events, activities, interactions and other factors that predict and may contribute to challenging behavior.
  - Rather than focus only on eliminating the behavior, teaching staff shall focus on teaching the child social, communication, and emotional regulation skills and using environmental modifications, activity modifications, adult or peer support and other teaching strategies to support the child's appropriate behavior.
  - Teaching staff shall respond to challenging behavior, including physical aggression, in a manner that:
    - provides safety of the child
    - provides for the safety of others in the classroom
    - is calm
    - is respectful to the child
    - and provides the child with information on acceptable behavior.

*(From Accreditation Standards, National Association for the Education of Young Children)*
- 14.04 Teacher-parent discussions regarding a child's behavior shall be held in private and shall focus on an ~~intervention plan for correcting the inappropriate behavior~~ working as a team to develop and implement an individualized plan that supports the child's inclusion and success. *(Adapted from NAEYC)* Teachers should request technical assistance from DCCECE on any discipline issues on which they have questions.

- 14.05 ~~Such~~ If necessary, intervention shall ensure each child has access to professional services, such as referrals to the educational cooperative behavioral specialist, the ADE-funded regional support network for early autism identification, community mental health center and a private therapist. ~~DCCECE shall be notified of any serious discipline concern.~~ If a child in question has a disability and is in the process or has been identified under IDEA, the ABC program shall follow state special education rules and regulations governing suspension/expulsion.
- 14.06 If children demonstrate inappropriate behavior, as indicated by the results of the DECA given by ABC staff, the ABC program shall consult with the Early Childhood Special Education program regarding classroom modifications and interventions.
- 14.07 For any ABC child also receiving special education services, appropriate staff from the Education Cooperative or school district shall have access to the child at mutually agreeable times during the program day in order to provide services outlined in the child's IEP.
- 14.08 For any ABC child requiring the intervention services of special education, the ABC program shall collaborate with special education professionals to ensure each party has access to necessary information to provide the appropriate services. Early Education Special Education teachers shall have access to any information pertaining to a child receiving special education that is in the possession of the ABC program that would be necessary for reviewing and evaluating the child's progress in the general education setting. Access to proprietary information on the child shall be on a need-to-know basis.
- 14.09 A child shall not be dismissed from the ABC program due to a lack of toilet training skills. Nor may a program refuse to admit a child because of toilet training issues if the child meets all other age and income eligibility requirements.
- 14.10 ABC programs shall assist children not yet toilet-trained with cooperation and enthusiasm. Programs shall not employ toilet-training techniques which could be construed as punishment or shaming the child. Programs are encouraged to include the parent or guardian in any plan so it may be reinforced at home. Funds from ABC may be used to purchase resources necessary to support toilet training.

## **SECTION 15 – ASSESSMENT AND SCREENINGS**

- 15.01 DCCECE and ADE shall work cooperatively to ensure that the assessments are conducted as required by Act 49 of 2003.
- 15.02 Children in the ABC program shall be assessed annually to provide an indication of each child's progress towards school readiness.
- 15.03 The assessment shall address a child's strengths, progress, and needs and shall serve as a central part of an effective early childhood program. The assessment instrument selected by DCCECE and ADE shall be used for children enrolled in an ABC program.

- 15.04 A comprehensive longitudinal study shall be implemented to evaluate the ABC program to ensure that the program goals are achieved. The study will be designed to use sound research-based evidence to determine whether the programs meet the expected standards. This research shall include children entering the program at ages three (3) and four (4) years and follow the children through completion of the fourth grade benchmark exams. Research results will be provided annually to the Governor and the Senate Interim Committee on Education and the House Interim Committee on Education.
- 15.05 Within forty-five (45) days of entering an ABC program, a child shall receive a routine annual developmental screening to determine individual needs. The program agency shall be responsible for completing the developmental screening. The purpose of screening is to identify developmental delays and/or educational deficiencies. Children so identified shall be referred to Special Education within seven (7) calendar days of the date of screening. Programs shall comply with state and federal laws for Special Needs students.
- 15.06 The developmental screening must include, at a minimum, the following areas: vocabulary, visual-motor integration, language and speech development, fine and gross motor skills, social skills and developmental milestones.
- 15.07 DCCECE will provide a list to programs of all acceptable developmental screening instruments on an annual basis.
- 15.08 Within 45 days of the first day of attendance, every child shall receive an age-appropriate health screening, which includes a hearing and vision test, performed by a licensed physician or physician assistant. Programs should contact DCCECE for information on seeking a waiver under Ark. Code Ann. 6-18-701 (Repl. 1993). Programs shall work in partnership with parents to obtain health screening information.
- 15.09 On or before the first day of attendance, parents or guardians shall provide proof that their child is current on all required immunizations or is on an acceptable "catch up" schedule. A waiver from this requirement may be granted from the DHHS Division of Health under ACA 6-18-702 (Repl. 1993).
- [15.10 Every classroom shall be equipped with a computer with high-speed internet access \(where available in the state\). Each home-based educator shall also have such access to a computer. This equipment is necessary for the timely completion of enrollment data in COPA and assessment data in the Work Sampling System.](#)

## **SECTION 16 – PARENT AND COMMUNITY INVOLVEMENT**

- 16.01 Each program shall have a plan for parent involvement which includes opportunities for parental input into program operation and design. Parent involvement plans shall include a mechanism for parental advice and review of programmatic plans, parent conferences and a method to involve the parent in the child's educational experience.

- 16.02 The program shall have an "open door" policy for parents which encourages visiting and participation in classroom activities. Opportunities for at least two parent-teacher conferences shall be given to parents.
- 16.03 The program shall publish and utilize a parent handbook specifically for ABC program.
- 16.04 Each program shall have a plan for community/school district/educational services cooperative/agency involvement, which includes a description of how cooperation with other service providers who are concerned with the education, welfare, health and safety needs of young children, will be established and maintained. Programs should consider providing opportunities for community representatives to participate in the educational activities of the classroom.

## SECTION 17 – TRANSPORTATION

- 17.01 ~~Any child who is less than 6 years old and weighs less than 60 pounds shall be restrained in a child passenger safety seat. Any child who is at least 6 years or weighs at least 60 pounds must be restrained by a safety belt. (Ark. Code Ann. 27-34-104). Conventional school buses are exempt from this requirement except for the transportation of infants/toddlers. [ABC Programs shall be required to comply with all applicable state and federal laws and guidelines \(including the National Highway Traffic Safety Administration 's Guidelines for the Safe Transportation of Children in School Buses\), as well as Child Care Licensing Standards, regulating the transportation of children.](#)~~
- 17.02 ~~Infants and toddlers shall not be transported on school buses that are not equipped to accommodate required child safety seats.~~
- 17.03 ~~If ABC children are transported on public school buses, the program shall submit to DCCECE a plan for the following:~~
- ~~• Escorts to and from the bus pickup area~~
  - ~~• A visual identification method for buses & children to ensure children get on correct bus~~
  - ~~• A thematic unit on bus safety to be presented to the children in the ABC preschool classroom at the beginning of each program year~~
- ~~Programs must comply with child care licensing regulations on transportation and staff-child ratio. Programs must obtain an alternative compliance waiver from the Licensing Unit before deviating from any transportation requirement.~~
- 17.04 ~~Program Rosters shall be used daily to track all ABC children being transported by the ABC program. Copies of all rosters shall be kept on file for inspection by DCCECE.~~
- 17.05 Offering transportation to and from an ABC program is strictly optional. DCCECE and ADE accept no liability for the transportation of children participating in an ABC program. [Program agencies shall be responsible for the actions of their drivers. Drivers are subject to all background checks and exclusionary violations applicable to school district employees having contact with children.](#)

17.06 If an ABC program is approved to use the "buddy" system on a bus, the Agency shall NOT pair an ABC child with another child younger than sixth grade.

17.07 An ABC child shall NOT be released from the vehicle unless an authorized adult meets the vehicle at a stop or in front of the child's home. Programs shall never release an ABC child from the vehicle alone. After exiting the vehicle, an ABC child shall not cross a street unless accompanied by the authorized adult.

~~17.08 Programs may count the cost of a parent's transporting children to the program as part of their match. The maximum amount allowed shall be determined by the Division on an annual basis.~~

## **SECTION 18 – OTHER PROGRAM MODELS**

18.01 Alternate programs may include, but are not limited to, Licensed Child Care Family Homes, PAT and HIPYPY. These programs will comply, where applicable, with the regulations herein.

18.02 All ABC funded alternate program models will be developmentally appropriate, meet applicable health and safety standards, provide developmental and health screenings and ensure immunizations of the child served.

## **SECTION 19 – HIPYPY REGULATIONS**

19.01 HIPYPY programs shall meet program criteria as outlined in the contractual agreement signed by each site with Arkansas Children's Hospital and HIPYPY USA.

19.02 Each HIPYPY program serving at least 160 families must have one (1) full-time coordinator, holding a minimum of a bachelor's degree in education, social work, sociology, psychology, or related field. Those coordinators without a related degree must obtain at least 12 college course hours in early childhood per year. Programs with more than 250 children must also have at least one part-time coordinator who holds a minimum of an Associates Degree in early childhood education, social work, psychology or related field. Coordinators shall also meet additional job requirements as described in the HIPYPY USA Coordinator job description. HIPYPY Coordinators must attend National HIPYPY Pre-service Training and receive certification. Regardless of the number of children served, HIPYPY Agencies must make provision to ensure all home-based visitors are supervised appropriately by trained staff.

~~19.03 HIPYPY Home Based Educators who work 20-24 hours per week may not serve more than 15 families; Home Based Educators who work 25-30 hours may not serve more than 22 families and Home Based Educators working 31-40 hours per week may not serve more than 27 families. Minimum requirements for home educators include a high school diploma/GED and a current CDA credential. All new HIPYPY home-based educators are required to attend new Home-based Educators training provided by Arkansas State HIPYPY.~~

19.04 Hiring of any HIPYPY coordinator or home-based educator not meeting the requirements of 18.02-18.03 must be approved by DCCECE through a Staff Qualifications Plan. DCCECE shall monitor such plans to ensure adequate progress is being made. HIPYPY Coordinators working under a staff qualifications plan must obtain at least 12 college hours per year.

19.05 [HIPPPY programs must follow the child eligibility requirements found in Section 4. However, the cut-off date for determining age eligibility for children served in HIPPPY is December 31 of each year.](#) ~~may serve children 3 and 4 years of age or a child who does not meet the compulsory school entry age.~~

19.06 In order to dually enroll a child in an ABC center and HIPPPY, a child must meet the ABC income requirements (< 200% FPL) plus possess at least ~~two~~ [one](#) of the following factors:

- Parents without HS diploma or GED
- Birth weight < 5 pounds, 9 ounces
- Parent is < 18 years of age at child's birth
- Family has a history of substance abuse/addiction
- Eligible for services under IDEA
- Parent has a history of abuse or neglect or is a victim of abuse or neglect
- Child exhibits a demonstrable developmental delay-as identified through an appropriate screening
- Child lives in a single parent household or has parents who are divorced
- Child is a foster child
- Child has incarcerated parent
- Child has parents who cannot read
- Child is homeless
- Child or parent has limited English Proficiency
- ~~Family is income-eligible for Title-I~~
- Child is in the custody of family member other than mother and father

~~Home-visiting programs shall be responsible for verifying eligibility before enrolling the child.~~  
[Whichever program enrolls the child at the later date shall be responsible for verifying eligibility for dual enrollment.](#) Dual enrollment shall not exceed 25% of the program's total ABC enrollment. [If the same Agency operates both a center-based and home-visiting program, dual enrollment shall not exceed 25% of the average of both programs' enrollment.](#)

19.07 Center-based and home-visiting programs shall collaborate in providing services to any child qualifying for dual enrollment under 19.06. ~~Center-based programs shall be responsible for assessments and screenings. This information shall be shared with the home visitor, as well as any IEP or special needs information.~~ [Whichever program has the child and family data entered in COPA shall also be responsible for assessments and screenings.](#)

19.08 The Arkansas HIPPPY Training and Technical Assistance (T and TA) Office will monitor and assist HIPPPY programs throughout the state. Annual program site reviews and assessments will be forwarded to DCCECE for consideration of program compliance and funding renewal. The Arkansas HIPPPY Office will assist DCCECE with determining program compliance at the local level.

19.09 HIPPPY programs shall meet requirements as set forth in Sections 4-7 [through 9](#) and [13 through 14-16](#).

19.10 Group meetings should reflect the educational programming standards as set forth in Section 13 and guidelines set forth in the HIPPPY model.

19.11 Any enhancements designed to complement the HIPPPY curriculum must be approved by the Arkansas HIPPPY Office prior to implementation with families.

## SECTION 20 – PAT PARENTS AS TEACHERS REGULATIONS

- 20.01 PAT Programs shall meet program criteria as outlined in PAT Program Implementation and Planning Guide.
- 20.02 All PAT Coordinators must attend the PAT Institute Training and obtain either a Parent Educator Certificate or an Administrator's Certificate.
- 20.03 Each program must have a certified Parent Educator, who may also serve as Coordinator.
- 20.04 PAT Parent Educators working on a part-time basis (20 hours per week) should serve 30 and not more than 40 children and their families.
- 20.05 PAT Programs shall operate on a twelve month, year-round basis. Families must be offered twelve personal visits and six parent group meetings.
- 20.06 PAT Programs ~~may serve children from the prenatal period to five years of age with proper certification~~ [shall follow the child eligibility requirements found in Section 4.](#)
- 20.07 PAT programs may [dually](#) enroll children also participating in a center-based program under the guidelines of 19.06-19.07.
- 20.08 PAT Programs must coordinate services with HIPPY Programs where both exist in the same community to avoid duplication of services.
- 20.09 PAT Programs shall meet requirements as set forth in Sections 4-7 and 14-16.

## SECTION 21 – CHILD CARE FAMILY HOMES

- 21.01 Licensed child care family homes participating in ABC must meet the same requirements as an ABC center, except where listed in this section.
- 21.02 Group size for an ABC classroom in a CCFH shall not exceed sixteen (16) children or maximum licensing capacity, whichever is less.
- 21.03 The ABC family home teacher must possess a minimum of a CDA credential and file a Staff Qualifications Plan which outlines a plan to complete a ~~coursework towards~~ a four-year degree in early childhood or child development. [For any ABC room with more than 10 children, an additional staff person with a minimum of a CDA credential must also be present.](#)
- [21.04 No SQP shall be approved for an ABC family home teacher to complete a CDA credential or Associate degree. The only SQP that shall be approved for an ABC family home teacher is for a four-year degree in early childhood or child development.](#)
- 21.05 In evaluating the ABC program in a CCFH, the ~~Family Day Care Rating Scale (FDCRS)~~ [applicable ERS for family homes](#) shall be utilized. Family homes shall be subject to the same guidelines as listed in [Section 9.5](#).

## SECTION 22 – COMPLIANCE

- 22.01 An ABC program found to be out of compliance with any ABC Rule or Regulation shall be placed on a 90 60-day Compliance Plan. During this probationary period, a program must make all necessary corrections or be subject to termination from the ABC program. Compliance deficiencies may also result in immediate termination from the ABC program, denial of future ABC funds, repayment of funds and exclusion from participation in any DHHS programs.
- 22.02 Issues for a compliance plan may include, but are not limited to:
- Founded licensing or maltreatment complaints
  - ~~Any other~~ Violations of minimum licensing standards
  - Revocation of Quality Approval status or failing to meet Quality Approval standards
  - Financial mismanagement, including use of funds for programs other than ABC
  - Failure to operate program in accordance with approved budget or any part of an approved grant application
  - Enrolling ineligible children or refusing to enroll an eligible child due to toilet training issues or non-payment of other child care fees
  - Habitually late reports or missing information
  - Failure to report a change in program status within five working days
  - Program deficiencies documented by DCCECE or any authorized representative
  - Erroneous or fraudulent billing of DCCECE vouchers or Special Nutrition programs
  - Falsification of any document or information
  - Hiring of unqualified staff without consultation with ~~the Division~~ DCCECE on a Staff Qualifications Plan.
  - Staff members not meeting the requirements of a Staff Qualifications Plan.
  - Dismissing or expelling a child from a program without approval from DCCECE
- 22.03 Any program who submits a falsified document will be subject to immediate termination from the ABC program, repayment of funds and possible referral of program officials and/or responsible employees for criminal prosecution.
- 22.04 An ABC program may appeal any adverse action taken by DCCECE. Such appeals must be in writing and be received within thirty (30) days of the notice of corrective action. A program wishing to appeal should send a written notice to Attention: DCCECE Division Director, P.O. Box 1437, Slot S-140, Little Rock, AR 72203. The Division Director will make a recommendation to the State Board of Education, which will issue a final ruling.

**RULES AND REGULATIONS  
GOVERNING THE ARKANSAS BETTER CHANCE PROGRAM**

**Proposed Substantive Changes – Effective July 1, 2007**

| Reference   | Explanation  |
|-------------|--|
| 4.01        | Kindergarten-eligible children must obtain a waiver in writing before enrolling in ABC. <i>The waiver must be granted by the school district, as well as the Division of Child Care and Early Childhood Education.</i>   |
| 4.10        | ABC Agencies shown to have enrolled ineligible children shall be required to repay funds.  |
| 4.15        | ABC Agency cannot deny enrollment to an eligible child because the parent owes a fee to the provider for another child care program.   |
| 6.05        | ABC Programs shall be paid on a monthly basis according to actual child enrollment. Payments shall be pro-rated for any agency not operating a full program year. <i>Actual payment procedures were taken out of policy to put in procedures manual.</i>   |
| 6.06        | <i>DCCECE will not send out additional payments due to failure of Agency to submit timely data. After 30 days, payments are assumed to be correct. DCCECE cannot retroactively pay for previous year services.</i>   |
| 7.01        | Programs shall be required to take daily attendance <i>and enter data at least monthly. Agency must enter initial data in by due date set by DCCECE and update within 10 days of any change.</i>   |
| 7.03        | ABC Agency must operate program according to financial guidelines found in the instructions for the grant application.   |
| 8.03        | ABC Agency must operate program according to information submitted in grant application unless deviation is approved by DCCECE.  |
| 9.05        | This section has been modified to show a progressive manner of corrective action for programs not achieving a minimum score on the environmental rating scales in measuring program quality.   |
| 9.05        | Any ABC Agency which is de-funded is ineligible to reapply for a period of 12 months.  |
| 9.07        | Agency must follow same guidelines as public school in giving required planning periods to teacher. However, planning periods may not violate ABC rules concerning required staff-child ratios and staff qualifications.   |
| 11.02       | <i>This change will increase the minimum requirement for all ABC teachers in non-school district or cooperative program to a Bachelors Degree in Early Childhood Education or Child Development.</i>   |
| 11.03       | <i>Paraprofessional may hold associate degree in any area if they have at least 12 credit hours in either early childhood or child development.</i>  |
| 11.07       | ABC Agencies hiring staff members not meeting minimum qualifications without an approved Staff Qualifications Plan shall be subject to de-funding.   |
| 13.12       | Each ABC classroom shall offer a minimum of 60 minutes of outdoor play daily unless prevented by inclement weather.  |
| 14.01-14.10 | Section 14 has been added as a new section to the rules addressing Classroom Management/Special Education issues. Most of this section was found in other parts of the existing rules. We have taken those rules and placed them together in one section. This section focuses on handling challenging behavior and toilet training children. The two primary rules are: (1) Programs cannot expel or dismiss a child without approval from DCCECE and (2) Teachers must follow a set protocol in dealing with challenging behavior. This protocol has been developed by the National Association for the Education of Young Children. |

| Reference    | Explanation   |
|--------------|---|
| 17.01-17.04  | ABC Programs shall be required to comply with all applicable state and federal laws and guidelines (including the National Highway Traffic Safety Administration 's Guidelines for the Safe Transportation of Children in School Buses), as well as Child Care Licensing Standards, regulating the transportation of children.  |
| 17.07        | After exiting the vehicle, an ABC child shall not cross a street unless accompanied by the authorized adult.  |
| <i>19.02</i> | <i>HIPPY agencies serving over 250 children in ABC must provide a part-time coordinator with associate degree in early childhood or related field.</i>  |
| 19.09        | Applicable sections of the rules for HIPPY will now include 4-9 and 13-16.  |
| 21.04        | No Staff Qualification Plan will be approved for a family-home teacher for anything other than pursuing a four-year degree. In other words, the family home teacher MUST possess a minimum of a Child Development Associate credential AND be pursuing a BA/BS degree in either Child Development or Early Childhood Education. No waivers will be granted on this issue. |
| 22.01        | Changed probationary period from 90 days to 60 days.  |
| 22.02        | Enrolling ineligible children, failure to operate program with approved budget or dismissing a child without approval are reasons for corrective action.  |

**Requested Amendments to  
2006-2007 Arkansas Better Chance Grants**

| AGENCY                                 | AMOUNT      | REASON  |
|--|-------------|---|
| ABC Children's Academy                 | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Academy of Learning                    | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Debbie Mays/Bright Beginnings          | \$ 500.00   | Account for start-up funds in new classrooms. |
| Buffalo Island Central School District | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Cabot School District                  | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Child Development, Inc.                | \$ 2,750.00 | Account for start-up funds in new classrooms. |
| Child of Mine                          | \$ 2,250.00 | Account for start-up funds in new classrooms. |
| Concord School District                | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Conway School District                 | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Fayetteville School District           | \$ 3,750.00 | Account for start-up funds in new classrooms. |
| Forrest City School District           | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Growing God's Kingdom                  | \$ 1,000.00 | Account for start-up funds in new classrooms. |
| Jonesboro School District              | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Lincoln Child Care                     | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Main Street Kids                       | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Melbourne School District              | \$ 500.00   | Account for start-up funds in new classrooms. |
| Mineral Springs School District        | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Pettis Memorial CME Church             | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Rogers School District                 | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Rutgers/State University of New Jersey | \$ 504.00   | Error in amount of original grant approval.   |
| Siloam Springs School District         | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Small World Preschool                  | \$ 3,750.00 | Account for start-up funds in new classrooms. |
| Springdale School District             | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| St Michael's Catholic Child Care       | \$ 5,000.00 | Account for start-up funds in new classrooms. |
| Sunny Day School                       | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Valley View School District            | \$ 2,500.00 | Account for start-up funds in new classrooms. |
| Waldron School District                | \$ 3,000.00 | Account for start-up funds in new classrooms. |

**ARKANSAS DEPARTMENT OF EDUCATION  
GUIDELINES FOR THE DEVELOPMENT,  
REVIEW AND REVISION OF SCHOOL DISTRICT STUDENT  
DISCIPLINE AND SCHOOL SAFETY POLICEIS**

**1.00 Title**

- 1.01 These guidelines shall be known as the Arkansas Department of Education Guidelines for the Development, Review and Revision of School District student discipline and School Safety Policies.

**2.00 Authority**

- 2.01 These guidelines are authorized pursuant to the Department of Education's authority under Ark. Code Ann 6-18-502 (Repl. 1993).

**3.00 Purpose**

- 3.01 These guidelines are designed to assist local school districts with the development, review and revision of student discipline and school safety policies.

**4.00 Development, Review and Revision of Policies**

- 4.01 All school districts should complete the initial development of school district student discipline and school safety policies consistent with legal guidelines set forth in these regulations during the 1995-96 school year.
  - 4.01.01 Districts may elect to have a single policy encompassing all organizational levels or may develop separate policies for each organizational level.
- 4.02 All school districts shall include in the above referenced policies, a procedure for annually reviewing the policies to ensure that they are consistent with state and federal law, developing case law and Department of Education guidelines.
- 4.03 All school districts shall include in the above referenced policies a procedure by which parents, teachers or students may request and receive a hearing to consider revision of the policies or particular provisions of the policies

**5.00 Persons Participating In Policy Development, Review and Revision**

- 5.01 Parents, teachers, students, school district administrative personnel, community representatives, and at least one school counselor shall be involved initial development and an annual review and revision of school district student discipline and school safety policies.

- 5.01.01 The development team shall be equitably balanced by race, gender, social economic level and shall be sufficient number to provide broad representation within the district.
- 5.01.02 Districts may elect to have separate policies for different organizational levels and may have development teams for each level or may use one team for all levels.

**6.00 Policy Content**

6.01 Student discipline and school safety policies shall include provisions, which cover required areas of Arkansas Code Annotated 6-18-502 while other areas shall be optional with the local school district. All policies shall include provisions, which cover the required areas in a form consistent with legal commentary. If optional issues are included in the district’s policies, they shall be in a form consistent with the legal commentary. **However, a school district may change its policy if new laws or new case law dictate such a change.**

6.02 Required Areas: Students discipline policies shall include, but are not limited to Ark. Code Ann. 6-18-502

6.02.01 Willfully and intentionally assaulting or threatening to assault or abuse any teacher, principal, superintendent, or other employee of a school system;

6.02.02 Possession by students of any firearm or other weapon prohibited upon the school campus by law or by policies adopted by the school board.

**COMMENTARY:** Act 567 of 1995 requires expulsion for a period of not less than one year for possession of any firearm or other weapon prohibited upon the school campus by law; however, the superintendent shall have discretion to modify such expulsion requirement for a student on a case-case-basis.

6.02.03 Using offering for sale, or selling beer, alcoholic beverages, or other illicit drugs by students on school property;

**COMMENTARY:** Recipients of federal grant funds distributed through the Arkansas Department of Education must ensure a drug free workplace. District policies should be consistent with this guarantee.

6.02.04 Possession by a student of any paging device, beeper, or similar Electronic communication device on the school campus; however, The policy may provide an exemption for possession of such a device by a student who is required to use such a device for health or other compelling reasons;

**COMMENTARY:** Ark. Code Ann. 6-18-502 (b) (2) (D) (Repl.1993) prohibits the possession by students of pagers or beepers on school campuses except when they are required for health or another compelling reason.

- 6.02.05 Willfully or intentionally damaging, destroying, or stealing of school property by students.
- 6.02.06 The school discipline policies shall: Prescribe minimum and maximum penalties, including students' suspension or dismissal from school, for violations of each of the aforementioned offenses and for violations of other practices prohibited by school discipline policies.

**COMMENTARY:** Notice in writing of the district's discipline policies, specific enough to put students on notice of proscribed behavior, is a necessary component of due process. Failure to adequately provide notice may render a policy unenforceable in a specific instance.

- 6.02.07 The school discipline policies shall establish procedures for notice to students and parents of charges, hearings, and other due process proceedings to be applicable in the enforcement and administration of such policies by the school administrator and by the school board.

**COMMENTARY:** Due process is at a minimum, (1) notice of charge; (2) opportunity for denial; (3) evidence against him/her (if denies) (4) opportunity to tell his/her side; (5) decision, and timely notice and an opportunity for a fair hearing. The degree of due process required is directly proportional to the degree of loss to the student. Any penalty which effectively denies a student's education will require the greatest degree of due process. This means notice in writing at a time sufficient for the student to prepare for a full hearing before the local school board.

- 6.02.08 The school discipline policies shall include prevention, Intervention and conflict resolution provisions.
- 6.02.09 Student discipline policies shall provide that parents and students will be advised of the rules and regulations by which the school is governed and will be made aware of the behavior that will call for disciplinary action and types of corrective actions that may be imposed.
- 6.02.10 Each school district shall develop a procedure for written notification to all parents and students of the district's student discipline policies and documentation of the receipt of the policies by all parents and students.
- 6.02.11 Teachers and administrators shall be provided with training as needed in classroom management and in other skills relevant to student discipline.

6.02.12 District's policy regarding student attendance, required by Ark. Code Ann. 6-18-209 and 6-18-222 (Repl.1993), as amended by Act 572 of 1995.

**COMMENTARY:** Each school district's attendance policy must state a certain number of unexcused absences, which the district considers excessive. Excessive absences may be used as a basis for denial of course credit, promotion or graduation by law although the Department of Education does not recommend this and urges districts to devise ways in which students can regain credits lost through nonattendance. Excessive absences may not be used as a basis for expulsion or dismissal of a student. State law requires that students who miss school because of illness, accident, or other unavoidable reasons should be given assistance in obtaining credit for their courses. Ark. Code Ann. 6-18-222 (Repl. 1993), as amended by Act 572 of 1995.

Districts should ensure that any student who a run afoul of the district's attendance policy because of illness or health problems has been evaluated Under Section 504 of the Rehabilitation Act of 1974.

All children, ages 5 through 17 on October 1, must attend school unless an appropriate exception applies under Ark. Code Ann. 6-18-201 (Repl. 1993). All children admitted to the public schools must show proof of age by either a birth certificate, a statement by the local registrar or a county recorder certifying the child's date of birth, an attested baptismal certificate, a passport, an affidavit of the date and place of birth by the child's parent or guardian or previous school records. Each Child shall either furnish his social security number or request the district to assign him a nine digit number. Ark. Code Ann.6-18-208 (Repl. 1993).

Prior to a child's admission to an Arkansas public school, the parent, guardian, or other responsible person shall indicate on school registration forms whether the child has been expelled from school in any other school district or is a party to an expulsion proceeding. Ark. Code Ann. 6-18-208 (Repl. 1993), as amended by Act 574 of 1995.

A copy of the school district's attendance policy should be provided to the student's parents, guardians or persons in loco parentis at the beginning of the school year. Ark. Code Ann. 6-18-222.

Whenever a student exceeds the number unexcused absences provided for in the district's attendance policy, the district shall notify the prosecuting authority. Ark Code Ann. 6-18-222.

Each local school district must notify the Department of Finance and Administration whenever a student 14 years or older is no longer in school. Ark. Code Ann. 65-18-222, as amended by Act 572 of 1995.

#### 6.02.13 **Crisis Intervention Plans**

**COMMENTARY:** School districts should formulate crisis intervention plans for the following situations: fire, tornado, earthquake, death, suicide, and intruder(s)

on the school campus. These plans should name a coordinator, consider demographics and designate a response team.

#### 6.02.14 **Distribution of Literature**

Each school board shall adopt rules and regulations in the form of a written student publications policy developed in conjunction with the student publication advisor (s) and the appropriate school administrator (s), which shall include reasonable provision for the time, place, and manner of distributing student publications.

**COMMENTARY:** Act 1109 of 1995 allows students to exercise their right of expression within the district's regulations regardless of whether such publications are supported financially by the school or by use of school facilities or are produced in conjunction with a class. However, the following publications are not authorized:

- (1) publications that are obscene as to minors, as defined by state law;
- (2) publications that are libelous or slanderous, as defined by state law;
- (3) publications that constitute an unwarranted invasion of privacy, as defined by state law,
- (4) publications that so incite students as to create a clear and present danger of the commission of unlawful acts on school premises or the violations of lawful school regulations or the material and substantial disruption of the orderly operation of the school.

Publications that are a product of the school curriculum should have printed in the published material a statement like: "This publication is published as a part of the curriculum and is a non-public forum under the supervision of the District Board of Directors."

### 6.03 **Optional Areas**

#### 6.03.01 **Appearance and Dress Code**

**COMMENTARY:** Districts may adopt rules regarding personal appearance and grooming if they are required to prevent disruption or interference in the educational process and if such rules do not reflect mere taste or fashion. See Tinker v. Des Moines Indep. Comm, School Dist. 393 U.S. 503 (1969)

#### 6.03.02 **School Organizations**

**COMMENTARY:** No state or federal law prohibits student organizations at the elementary or secondary level. Students have the right to join an existing club

and should not be restricted from membership on the basis of race, sex, national origin or other arbitrary criteria.

School fraternities and secret societies are banned in Arkansas public schools. See Ark. Code Ann. 6-18-603 (Repl. 1993). (This could be a good “gang” related policy.)

### 6.03.03 Search and Seizure

**COMMENTARY:** School personnel may legally search lockers, automobiles, and students using the following guidelines.

**A. Student Lockers:** School policy on the search of student lockers by school personnel should be set within the following legal framework:

1. A search shall be conducted upon receipt of information that the search would produce evidence indicating the student has violated the law or school rules.
2. Students should be informed at the beginning of school each year school authorities have equal access to lockers and may inspect them at any time.

### **B. Personal Search**

A search of a student’s person should be limited to a situation in which the administration has reasonable suspicion that the search would produce evidence indicating that the student has violated the law or school rules.

School districts are encouraged to develop written guidelines indicating how personal searches of students will be conducted. These written guidelines should be given to students and parents prior to each school year. The following minimum guidelines should be incorporated into a district’s search policy:

1. An adult witness should be present when a personal search is conducted.
2. A pat down search of a student’s person should be done by a school official of the same sex.
3. A search must be based on a reasonable suspicion that the student has violated the law or school rules, and the scope of the search must be “reasonably related to the objective of the search and not excessively intrusive in light of the age and sex of the student and the nature of the infraction.” New Jersey v. T.L.O. 469 U. S. 325, 342 (1985)

### **C. Automobiles**

1. Warrantless searches of student automobiles by school personnel are generally valid if there is reasonable suspicion that the search would produce evidence indicating the student has violated the law or school rules.

#### **D. Sniff Dogs**

1. No Arkansas case has been litigated in federal district court, the Eight Circuit Court of Appeals, or United States Supreme Court on “sniff dog” searches.
2. “Sniffing” by trained dogs in public hallways or autos in public lots is not a search. (The Fourth Amendment requirements do not apply.)
3. “Sniffing” of a student’s person is a search and the legality of such sniffing can only be defended if there is reasonable suspicion that the search will produce evidence that the student is violating the law or school rules.

- E. The school district may elect to use a metal detector at the entrance of all schools.

#### 6.03.04 Student Conduct

**COMMENTARY:** School districts have broad authority to control student conduct and adopt all rules reasonably necessary to maintain proper discipline among their students. Each district should define both permissible and impermissible conduct and describe appropriate punishment for impermissible conduct. These definitions should be distributed to district personnel, students and parents at the beginning of the school year.

### **6.04 Administrative Responses**

Each school district should clearly define all possible administrative responses to impermissible student behavior. In drafting these guidelines, districts should remember that every student is entitled to due process in every instance of response. However, the amount of due process to which the student is entitled is directly proportional to the nature of the student’s right, which is affected. The following categories represent disciplinary actions by the administration for which a student is entitled to due process and, roughly speaking, what kind of due process is required.

- A. **Corporal Punishment:** Any teacher or school administrator in a school district that authorizes use of corporal punishment in the district’s written student discipline policy may use corporal punishment in the presence of an administrator or his designee, provided only that the punishment is administered in accord with the district’s written student discipline policy, against any pupil in order to maintain discipline and order within the public schools.

See Ark. Code Ann. 6-18-503 (Repl. 1993), as amended by Act 333 of 1995. The following guidelines are recommended:

1. Before corporal punishment is administered, the student should be advised of the rule and infraction for which the student may be punished. The student should be allowed time to respond, and then the school administrator should take the action it deems is most appropriate. A formal hearing is not required prior to administering corporal punishment.
  2. Parents may choose an option whether their child is given corporal punishment.
- B. Suspension: Schools may suspend students from school. A suspension is defined as dismissing the student from school for any time period not exceeding 10 days. For a suspension, the United States Supreme Court in *Goss v. Lopez* required that a student be accorded the minimum due process requirements under the United States Constitution. Districts should only use suspension and/or expulsion from school when all other alternatives fail. Districts should afford suspended students the following rights:
1. Prior to any suspension, the school principal or his/her designee, shall advise the student in question of the particular misconduct of which he/she is accused, as well as the basis for the accusation.
  2. The pupil shall be given an opportunity at that time to explain his/her version of the facts to the school principal or his/her designee.
  3. Written notice of suspension and the reason(s) for the suspension shall be given to the pupil.
  4. Any parent, legal guardian, or person acting as a parent shall have the right to appeal to the superintendent or his/her designee.
- C. Expulsion: School districts may expel students from school using the following guidelines. An expulsion is defined as dismissing the student from school for the remainder of the current semester or for one year where the infraction involves a weapon. Expulsion should only be used in those instances in which serious bodily harm occurred or reasonably could have occurred to another person or where the student possesses drugs or weapons. Expulsion should only be used in rare cases. Prior to expulsion, the following must occur:
1. The student should immediately be advised of the particular conduct in question.
  2. The district should immediately notify in writing the student's parents, legal guardian or person acting as a parent and state the charges against the student and the district's intended action.
  3. The district shall hold a full evidentiary hearing before the school board to consider whether or not the student should be expelled.

4. At the hearing, the student may represent himself/herself or he/she may select a representative.
5. The student/representative may hear all testimony, and the student and /or representative may cross-examine all witnesses.
6. The student/representative is entitled to offer evidence in his/her favor.

D. Discipline for Eligible Students with Disabilities Under the Individuals with Disabilities Education Improvement Act (IDEA), Public Law (PL) 94-142 108-466 and implementing regulations found at 34 Code of Federal Regulations Part 300

1. Students with disabilities who engage in misconduct are subject to normal school disciplinary rules and procedures so long as such treatment does not abridge the right to a free appropriate public education (FAPE).
2. For students whose disabilities have behavioral aspects, preventive measures, such as behavioral ~~management~~ intervention plans, should be considered and can be facilitated through the individualized education program (IEP) and placement processes required by IDEA. ~~While there is no requirement that such measures be specified in a student's IEP, the IEP committee for a student with identified disabilities could determine that it would be appropriate to address the use of specific behavioral management discipline procedures in individual situation involving that student and include them in the IEP. In the case of a child whose behavior impedes the child's learning or that of others, consider the use of positive behavioral interventions and supports, and other strategies, to address that behavior.~~
3. ~~Where a child with a disability who violates a code of student conduct is removed by school personnel from his or her current placement to an appropriate interim alternative education setting, another setting, or suspension in school discipline or short term suspension for ten (10) consecutive school days or less, to the extent those alternatives are applied to children without disabilities, is involved a school may remove a student with disabilities for a disciplinary infraction without it being considered a no change of placement is considered to have occurred, and IDEA's parent-notification provisions would not apply. Also, there is no requirement for a prior determination of whether the student's misconduct was a manifestation of the student's disability. Schools may remove any student with disabilities for disciplinary infraction for up to 10 school days per offense. During a period of short term exclusion, schools are not required to provide any educational services to the student.~~

Schools may remove any student with disabilities for a disciplinary infraction for up to ten (10) school days per offense during the same school year as long as those removals do not constitute a change of placement. During a period of short-term exclusion, schools are not required to provide any educational services to the student until such time as the student has been suspended or removed for a total of more than ten (10) school days in the same school year.

A district is only required to provide services during periods of removal to a child with a disability who has been removed from his or her current placement for ten (10) school days or less in that school year, if it provides services to a child without disabilities who is similarly removed in accordance with provisions of the IDEA.

4. School personnel may consider any unique circumstances on a case-by-case basis when determining whether a change in placement, consistent with other discipline requirements is appropriate for a child with a disability who violates a code of student conduct.
4. 5. For a student with disabilities, an exclusion from school for more than 10 consecutive school days (long-term exclusion) constitutes a change in placement and is subject to procedural safeguards. IDEA requires, among other things, that parents be given written notice before a change in placement can be implemented. Within ten (10) school days of any decision to change the placement of a child with a disability because of a violation of a code of student conduct, it must be determined:
  - (i) If the conduct in question was caused by, or had a direct and substantial relationship to the child's disability; or
  - (ii) If the conduct in question was the direct result of the District's failure to implement the IEP.

The conduct must be determined to be a manifestation of the child's disability if the district, parent and relevant members of the child's IEP Team determine the condition described above was met. If so, the district must take immediate steps to remedy those deficiencies. If the district, the parent and relevant members of the IEP Team make the determination that the conduct was a manifestation of the child's disability, the IEP Team must either conduct a functional behavioral assessment, and implement a behavioral intervention plan for the child; or if a behavioral intervention plan has already been developed, review the behavioral intervention plan, and modify it in accordance with the provisions of the IDEA.

5. 6. A series of short-term suspensions totaling more than ten (10) school days in the same school year could constitute a change in placement. Factors such as the length of each suspension, the total amount of time that the student is excluded from school, ~~and~~ the proximity of the suspensions to each other, and whether the child's behavior is substantially similar to the child's behavior in previous incidents that resulted in the series of removals should be considered in determining whether the student has been excluded from school to such an extent that there has been a change in placement. This determination must be made on a case-by-case basis.
6. 7. For a student with disabilities, a suspension or other disciplinary removal for more than 10 consecutive school days may not be considered without the school district first determining whether the student's misconduct was a manifestation of the student's disability or ~~due to an inappropriate placement~~ direct failure to implement the student's IEP. This determination must be made by a group of

persons knowledgeable about the student (such as his/her IEP committee), and may not be made unilaterally by one individual.

~~a.~~(i) If the student's misconduct WAS NOT caused by, or did not have a direct and substantial relationship to the child's disability nor was the direct result of the district's failure to implement the IEP, a manifestation of his/her disability or an inappropriate placement, the school district may expel or suspend the student from school for more than ten school days, in the same manner and for the same duration as the procedures would be applied to children without disabilities, subject to conditions set forth in the procedural safeguards of IDEA.

~~b.~~(ii) If the student's misconduct WAS a manifestation of his/her disability or was the direct result of the district's failure to implement the IEP an inappropriate placement, the student may not be expelled or suspended from school for more than ten school days for the misconduct. However, other procedures may be used to address the student's misconduct. A change in placement, if determined appropriate, could be implemented subject to applicable procedural safeguards. The school district would also have the option of suspending the student from school for ten days or less, or seeking a court order at any time to remove the student from school or to change the student's placement if it believes that maintaining the student in the current placement is substantially likely to result in injury to the student or to others.

~~7.~~ 8. If the suspension or other disciplinary removal of the student is for more than 10 school days, within the first 10 days of suspension the district ~~should~~ must convene the student's IEP committee to review: (1) the relationship between the student's disability and the student's misconduct; (2) the relationship between the student's ~~educational placement~~ IEP and the misconduct; and (3) the student's IEP and determine whether implementation of a behavioral intervention management plan and/or a change in the educational placement of the student is appropriate. The district should seek to obtain parental agreement to a change in the student's IEP and/or educational placement. The student's parents must be provided with written prior notice a reasonable time before the school implements any changes in the student's IEP and corresponding placement, including their right to a due process hearing.

~~8.~~ 9. If the student's parents request a due process hearing on the proposal to change the student's IEP or placement or the manifestation determination, the school district may seek to persuade the parents to agree to an interim placement for the student while expedited due process proceedings are pending. If the district believes that maintaining the current placement of the child is substantially likely to result in injury to the child or others, the district may appeal the decision of the IEP team by requesting an expedited hearing in accordance with provisions of the IDEA. ~~If the school district and parents cannot agree on an interim placement for the student while the due process hearing is pending, and the school district believes that maintaining the student in the current educational placement is substantially likely to result in injury to the student or~~

~~to others, the school district could seek a court order to remove the student from school.~~

9. 10. If a student's parents initiate an impartial due process hearing in connection with a proposed disciplinary exclusion or other change in placement, and the misconduct does not involve the bringing of a firearm to school, the "*pendency*" or "*stay put*" provision of IDEA requires that the student must remain in his or her current educational placement until the completion of all proceedings. If the parents and school district can agree on an interim placement, the student would be entitled to remain in that placement until the completion of all proceedings.
- ~~10.~~ 11. For a student not previously identified by the school district as a student potentially in need of special education, a parental request for evaluation or a request for a due process hearing or other appeal AFTER disciplinary suspension or expulsion has commenced DOES NOT obligate the school district to reinstate the student's prior in-school status. This is because in accordance with the "stay-put" provision of IDEA, the student's "then current placement" is the out-of-school place. After the disciplinary sanction is completed, if the resolution of the due process hearing is still pending, the student must be returned to school as would a nondisabled student in similar circumstances.

**COMMENTARY:** It should be noted that, pending the resolution of the due process hearing or other appeal, a court could enjoin the suspension or expulsion and direct the school district to reinstate the student if the court determines that the school district knew or reasonably should have known that the student is a student in need of special education.

- ~~11.~~ 12. A school district may seek a court order at any time to remove any student with disabilities from school or to change the student's current educational placement if the school district believes that maintaining the student in the current educational placement is substantially likely to result in injury to the student or to others. ~~See the commentary, which follows for an additional requirement for Arkansas schools as a result of case law.~~

~~**COMMENTARY:** The U.S. Court of Appeals for the Eighth Circuit, which includes Arkansas, held in the case of Light v. Parkway C-2 School District, 41 F.3d 1223 (8<sup>th</sup> Cir. 1994) that in addition to showing that a student is substantially likely to cause injury, the school district must show that it has made reasonable efforts to accommodate the student's disabilities so as to minimize the likelihood that the student will injure him or herself or others.~~

- ~~12.~~ 13. Under IDEA, school districts must ensure that FAPE is made available when a student is suspended for more than ten school days or expelled for misconduct that was not a manifestation of his/her disability therefore, educational services must continue for these students during periods of disciplinary removal that exceed 10 school days.

**COMMENTARY:** IDEA does not specify the particular setting in which continued educational services must be provided to these students. During the period of

disciplinary exclusion from school, each disabled student must continue to be offered a program of appropriate educational services that is individually designed to meet his/her unique learning needs. Such services may be provided in the home, in an alternative school, or in another setting.

Special Provisions of IDEA applicable to students with disabilities who bring a “weapon” to school as defined in federal and state statutes [The Gun-Free Schools Act (GFSA), enacted as Title XIV (Part F) of Title I of the Improving America’s Schools Act, and Arkansas Act 567 of 1995 (Arkansas Code Annotated 6-15-502)]

**COMMENTARY: The Gun-Free Schools Act (GFSA) applies to students with disabilities. However, this Act must be implemented consistent with IDEA and Section 504 of the Rehabilitation Act of 1973.** Federal statutes define “weapon” to mean “firearm.” State statute addresses possession by students of any “firearm or other weapon” prohibited upon the school campus by law or by policies adopted by the school board. Consistent with the requirements of the GFSA, Arkansas Act 567 of 1995 (Arkansas Code Annotated 6-15-502) requires that local educational agencies (school districts) expel from school for not less than one year a student who brings a weapon to school, except that the local educational agency’s chief administering officer may modify the expulsion requirement for a student on a case-by-case basis. **Compliance with the GFSA can be achieved consistent with the requirements that apply to students with disabilities as long as the discipline of such students is determined on a case-by-case basis in accordance with IDEA and Section 504.**

1. ~~Under the IDEA, a student with a disability who has brought a weapon to school may be immediately removed from school or subjected to in-school discipline that removes the student from the current placement for 10 school days or less. This action may be taken by the appropriately authorized school administrator. school personnel may remove a student to an interim alternative educational setting for not more than forty-five (45) school days without regard to whether the behavior is determined to be a manifestation of the child's disability, if the child--~~
  - ~~(i) carries a weapon to or possesses a weapon at school, on school premises, or to or at a school function under the jurisdiction of the district or the Arkansas Department of Education;~~
  - ~~(ii) knowingly possesses or uses illegal drugs, or sells or solicits the sale of a controlled substance, while at school, on school premises, or at a school function under the jurisdiction of the district or the Arkansas Department of Education; or~~
  - ~~(iii) has inflicted serious bodily injury upon another person while at school, on school premises, or at a school function under the jurisdiction of the district or the Arkansas Department of Education.~~
2. The student’s educational placement cannot be changed beyond the 10 school days until the student’s IEP committee has been convened. As with any meeting of the IEP committee, the parent must be an invited participant. On the date on which the decision is made to make a removal that constitutes a change of placement of a child with a disability because of a violation of a code of

~~student conduct, the LEA must notify the parents of that decision, and provide the parents with a procedural safeguards notice under the IDEA. Even before determining whether the behavior of bringing a weapon to school was a manifestation of the student's disability, The school district may place the student in an interim alternative educational placement that the committee believes would be appropriate for the student. Such an alternative educational placement could then be implemented for up to 45 calendar school days. If either the student's parents or the district initiate an expedited due process hearing, and if the parties cannot agree on another placement, the student must remain in the interim alternative educational placement during authorized review proceedings or until the time period specified, whichever occurs first. In this situation, the student could remain in the interim alternative educational setting for more than 45 calendar days.~~

3. ~~IDEA and~~ Section 504 requires a determination by a group of persons knowledgeable about the student, ~~(the IEP committee in the case of an IDEA student)~~, on whether the bringing of the weapon to school was a manifestation of the student's disability. Under ~~IDEA and~~ Section 504, a student with a disability may be expelled only if this group of persons determines that the bringing of a weapon to school was not a manifestation of the student's disability, and after applicable procedural safeguards have been followed.
4. All of the procedural safeguards and other protections of IDEA and Section 504 must be followed. Once it is determined by an appropriate group of persons that the student's bringing of a weapon to school was not a manifestation of the student's disability, the school district's chief administering officer may exercise his/her decision-making authority under the GFSA in the same manner as with nondisabled students in similar circumstances. However, **for students with disabilities identified under IDEA who are expelled in accordance with the expulsion provisions of GFSA, educational services must continue during the expulsion period.** Nothing in the GFSA may be construed to prevent a State from allowing a school district that has expelled a student with disabilities from the regular educational program/setting from providing educational services to that student in an alternative educational setting.
5. If it is determined by the IEP committee (or other knowledgeable group of individuals in the case of a Section 504 review) that the student's behavior of bringing a weapon to school was a manifestation of the student's disability, the chief administering officer must exercise his/her authority under the GFSA to determine that the student may not be expelled for the behavior. This is when other immediate steps may be taken, including temporary removal.
6. For students with disabilities who are not eligible for services under IDEA, but who are covered by Section 504 and are expelled in accordance with the above conditions, educational services may be discontinued during the expulsion period if nondisabled students in similar circumstances do not receive continued educational services.

**COMMENTARY:** In summary, a student with a disability who brings a weapon to school may be removed from school for 10 school days or less, and placed in an interim alternative

educational setting by the IEP committee for up to 45 ~~calendar~~ school days. However, if the parents initiate an expedited due process proceeding, the student must remain in the interim alternative placement during these authorized review proceedings – which may exceed 45 ~~calendar~~ school days – unless the parents and school district can agree on a different placement. In addition, school districts may initiate change in placement procedures for such a student, subject to the parents’ right to due process. A school district also could seek a court order if the school district believes that the student’s continued presence in the classroom is substantially likely to result in injury to the student or to others.

ARKANSAS DEPARTMENT OF  
**Education** 

*Dr. T. Kenneth James, Commissioner*

4 State Capitol Mall • Little Rock, AR 72201-1071  
(501) 682-4475  
<http://ArkansasEd.org>

---

March 26, 2007

Dr. Frank Holman  
Cabot Public Schools  
Cabot Academic Center of Excellence  
602 N. Lincoln  
Cabot, AR 72023

Re: Notice of State Board Meeting

Dear Dr. Frank Holman:

This letter is to inform you that your request for Renewal of your Conversion Charter School, Cabot Academic Center of Excellence will be considered at the State Board of Education's meeting on May 14, 2007. The meeting is scheduled to begin at 9:00 a.m., and will be held in the Auditorium of the Arch Ford Education Building at #4 Capitol Mall in Little Rock.

Please ensure that you have all necessary personnel in attendance, as well as all documentation in order to address any questions from the Arkansas State Board of Education concerning your renewal application. The procedures for the hearing are contained in Section 16.00 of the Arkansas Department of Education Rules and Regulations Governing Charter Schools.

Please feel free to contact the Charter School Office at (501) 683-5313, should you have any questions.

Sincerely,



Dee Cox  
Special Programs Coordinator

DC/ms

---

**STATE BOARD OF EDUCATION:** Chair: Diane Tatum, Pine Bluff • Vice Chair: Randy Lawson, Bentonville  
Members: Sherry Burrow, Jonesboro • Jim Cooper, Melbourne  
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March 28, 2007

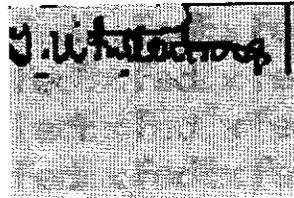
Dear Customer:

The following is the proof of delivery you requested with the tracking number **859689885430**.

---

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|                       |                   |                           |                        |
|-----------------------|-------------------|---------------------------|------------------------|
| <b>Status:</b>        | Delivered         | <b>Delivery location:</b> | 602 N LINCOLN<br>72023 |
| <b>Signed for by:</b> | T.WHITTENBTRG     | <b>Delivery date:</b>     | Mar 27, 2007 12:28     |
| <b>Service type:</b>  | Standard Envelope |                           |                        |



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|-------------------------|--------------|-------------------|--------------|

**Recipient:**  
DR FRANK HOLMAN  
CABOT PUBLIC SCHOOLS-CABOT ACE  
602 N LINCOLN  
72023 US

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**DISTRICT CONVERSION CHARTER SCHOOL  
RENEWAL REPORT  
CABOT ACADEMIC CENTER OF EXCELLENCE**

Cabot School District  
Cabot, AR

---

**ENROLLMENT**

---

Enrollment for 2006-07: 178

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**WAIVERS/ AMENDMENTS**

---

**Amendments to Original Charter:** Changes were requested regarding grade levels to be served or enrollment. Academic Center of Excellence is requesting to serve 5-12 adding 5<sup>th</sup> and 6<sup>th</sup> grades in the alternative learning environment. Academic Center of Excellence is also requesting to increase enrollment to 500 students. No changes were requested regarding educational program offered.

**Waivers:** No additional waivers were requested.

---

**TESTING DATA**

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For testing data and performance goals please refer to pages 7 to 31 in the Renewal Application.

---

**STANDARDS**

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Cabot Academic Center of Excellence is an accredited school. The most recent Annual Accreditation Status Report for Cabot Academic Center of Excellence 2005-06 is attached.

2005-06 Status: Accredited – cited

2004-05 Status: Accredited

2003-04 Status: Accredited - cited

---

**SPECIAL EDUCATION**

---

Mr. Mike Crowley, ADE Special Education Unit has reported to the Charter School Office that the Cabot Academic Center was monitored along with the District by the Special Education Unit on October 9-12, 2001. The conversion charter schools are not monitored separately from the home district. Currently, no pending compliance issues with the

conversion school or the sponsoring district. Next scheduled monitoring will be scheduled as we complete our unit's revision of monitoring procedures this spring.

The Arkansas Department of Education – Charter School Office requested the following information from Ms. Valerie Stone, Special Education Director of Cabot Public Schools.

- Basic information regarding the Special Education Program;
- How do students get into the program;
- Assurance that the Special Education students are not treated differently than the other kids.

The letter received from Ms. Valerie Stone is attached for your review.

---

### FACILITIES

---

**1. Charter School: Academic Center of Excellence**

**2. Location:** 404 North Second St., Cabot, AR

**3. General Observations:** The campus is in a structure that previously served as a church sanctuary and fellowship hall. The structure appears to be a fairly old wooden building with brick veneer. The parking lot is very small. The buildings are very small and filled to capacity with people, furniture and equipment.

**4. Academic Suitability:** The buildings are open and not constructed into classroom configurations due the flexible scheduling and ALE requirements. There are computer work stations scattered throughout the open area formerly used as a sanctuary.

**5. ADA Accessibility:** Parking lots and entrances at the main- building are not fully accessible. Restrooms are not accessible. The ALE building does have a ramp into the building.

**6. Life Safety Codes:** The main structure has a fire alarm. The ALE building does not have a fire alarm. There are no surveillance systems and no fire sprinklers in either building.

**7. Conclusions and recommendations:** Does not appear to meet current standards for public school academic facilities.

---

### FINANCE

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g. Copy of most recent financial audit

Report provided

h. Detailed Statement of Changes in Fund Balances

- Reports provided
- i. Summary Revenue Status Report
  - Reports provided
- j. Summary Expenditure Status Report
  - Reports provided
- k. Bank Reconciliation Report
  - Report provided
  - Report is not generated by the APSCN system
  - It can not be determined from this report if the bank account is reconciled
- l. Bank Account Statement
  - Report provided

---

## LEGAL

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- 1.) p. 35, Application: "The educational program that has been offered has been successful. We have researched nation-wide best practices and implemented them in our school. The flexible scheduling, mastery learning, advisory program, student personalization, parental involvement, and online approach have made a difference for our students. Therefore, there will be no change to this program."

The proposed curriculum may run afoul of Act 77 of the Second Extraordinary Session of 2003 (Act 77) (uncodified). Section Eight (8) of Act 77 requires that the ADE only fund charter schools which utilize Internet or distance-based learning technology as a "supplement" to the school's traditional classroom setting.

- 2.) Waivers:

- a.) Ark. Code Ann. §§ 6-15-1004, 6-17-401 and 6-17-902 (concerning highly qualified teachers, teacher licensure and the definition of a teacher):

The State Board may (but is not required to) waive the teacher certification requirement. However, the Board may not waive the requirements that charter school teachers have a bachelor's degree and meet content knowledge requirements if they teach core subjects.

- The ADE Rule Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program, Sections 5.02.4 and 5.03.2, requires that standardized assessments be administered according to procedures established by the ADE. The ADE's procedures require that certified teachers administer the standardized assessments. Violations of such procedures are subject to sanctions by the State Board pursuant to Ark. Code Ann. § 6-15-438.

- All teachers and school personnel must submit to the criminal background checks.
- b.) Ark. Code Ann. § 6-16-102 ("School day hours"): The Board may waive this requirement, subject to the following condition: The amount of instructional time may be lengthened beyond six (6) hours per day, but may not be decreased to less than six (6) hours per day.
- c.) Standards for Accreditation Sections 10.01 (concerning "Required Time for Instruction and School Calendar") and 10.02 (concerning "Class Size and Teaching Load"): The district will need to provide more specific information before this waiver request can be evaluated. It should be noted that a request for waiver of Section 10.01.4 will be handled in the same manner as the request for the waiver of Ark. Code Ann. § 6-16-102 (see b.), above).

---

**OTHER**

---

*"We Make A Difference  
For All Kids"*



*"Together We Can"*

# CABOT PUBLIC SCHOOLS

602 NORTH LINCOLN STREET • CABOT, AR 72023 • (501) 843-3363

March 22, 2007

RECEIVED  
MAR 26 2007

CHARTER SCHOOL OFFICE

Arkansas Department of Education  
Charter School Office  
#4 State Capitol Mall, Room 305 B  
Little Rock, Arkansas 72201

Dear Sirs:

Our Academic Center of Excellence is staffed and equipped to provide a wide array of services for students with disabilities. All student placements are IEP team decisions, and services are provided consistent with each student's Individualized Education Program. Related services available include, but are not limited to, school-based mental health services, speech therapy, occupational therapy, physical therapy and specialized transportation.

A full time special education teacher, a full time special education paraprofessional, a full time school counselor, general education teachers and a part time licensed psychological examiner are available on site to ensure that students receive a free appropriate public education.

Students who may be suspected of having a disability are referred and evaluated in the same manner and frequency as in the other buildings in our district.

The Academic Center of Excellence meets all of the requirements of IDEA and the Arkansas Department of Education program standards and eligibility criteria for special education.

Sincerely,

Valerie Stone, Director  
Special Education

David Hipp  
President

Dr. Brenda Thielemier  
Vice President

Brooks Nash  
Secretary

Fred Campbell

Jim Coy

Wendel Msall

Alan Turnbo



Run Date: 05/08/2006

Page #: 11

Lea: 47-13-702

School: ACADEMIC CENTER OF EXCELLENCE

```

=====
Enrollment-      K      0
                  1      49
                  2      54
                  3      44
                  4      58
                  5      48
                  6      60
                  7      33
                  8      45
                  9       0
                 10       0
                 11       0
                 12       0
                 EE      10
                 SM       0
                 SS       3
                 13       0

```

```

-----
Total enrollment for 47-13-702:    404

```

## FTE Totals-

```

Counselor          1.00
Principal           1.00
Asst. Principal    0.00
Library/Media      1.00

```

```

Staff Development Hours:    60
Total Book Volume:         4780

```

ARKANSAS DEPARTMENT OF  
**Education**

*Dr. T. Kenneth James, Commissioner*

4 State Capitol Mall • Little Rock, AR 72201-1071  
(501) 682-4475  
<http://ArkansasEd.org>

---

March 26, 2007

Dr. Frank Mitchell  
Vilonia School District  
Vilonia Academy of Technology  
P.O. Box 160  
Vilonia, AR 72173

Re: Notice of State Board Meeting

Dear Dr. Frank Mitchell:

This letter is to inform you that your request for Renewal of your Conversion Charter School, Vilonia Academy of Technology will be considered at the State Board of Education's meeting on May 14, 2007. The meeting is scheduled to begin at 9:00 a.m., and will be held in the Auditorium of the Arch Ford Education Building at #4 Capitol Mall in Little Rock.

Please ensure that you have all necessary personnel in attendance, as well as all documentation in order to address any questions from the Arkansas State Board of Education concerning your renewal application. The procedures for the hearing are contained in Section 16.00 of the Arkansas Department of Education Rules and Regulations Governing Charter Schools.

Please feel free to contact the Charter School Office at (501) 683-5313, should you have any questions.

Sincerely,



Dee Cox  
Special Programs Coordinator

DC/ms

---

**STATE BOARD OF EDUCATION:** Chair: Diane Tatum, Pine Bluff • Vice Chair: Randy Lawson, Bentonville  
Members: Sherry Burrow, Jonesboro • Jim Cooper, Melbourne  
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MaryJane Rebick, Little Rock • Dr. Naccaman Williams, Springdale

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APR 19 2007

## CHARTER SCHOOL OFFICE

**Section II – Enrollment and Student Demographics**

In the spaces below, please list the total district enrollment, the enrollment of the charter school, grades served by the charter school, and the enrollment of students in the charter by classification requested.

Current District Enrollment (2006-2007): 2,893

Charter School Enrollment (2006-2007): 75 Grades Served (2006-2007): 2-4

Charter School Enrollment by Year: 2002-03 78 2003-04 78 2004-05 75 2005-06 75

Grades Served by Year: 2002-2003 2-4 2003-2004 2-4 2004-2005 2-4 2005-06 2-4

|                      | Current Charter School Enrollment by Category | Current Percentage of Students Enrolled in Charter School | Current District Enrollment by Category | Percentage of Students Enrolled in District |
|----------------------|---|---|---|---|
| Special Education    | 3   | 4%  | 428                                     | 15%   |
| Gifted & Talented    | 6   | 26%   | 162                                     | 5%  |
| Migrant Students     | 0   | 0   | 0                                       | 0   |
| LEP Students         | 0   | 0   | 38                                      | 1.4%  |
| African-American     | 0   | 0   | 13                                      | 1%  |
| Asian                | 0   | 0   | 9                                       | .3%   |
| Hispanic             | 0   | 0   | 59                                      | 2%  |
| Native American      | 0   | 0   | 9                                       | 3%  |
| Caucasian            | 66  | 100%  | 2,803                                   | 96%   |
| Free & Reduced Lunch | 14  |   | 1,170                                   | 40.4%                                       |

**DISTRICT CONVERSION CHARTER SCHOOL  
RENEWAL REPORT  
VILONIA ACADEMY OF TECHNOLOGY**

Vilonia School District  
Vilonia, AR

---

**ENROLLMENT**

---

Enrollment for 2005-06: N/A

Enrollment for 2006-07: N/A

---

**WAIVERS/ AMENDMENTS**

---

**Amendments to Original Charter:**

**Waivers:** Additional waivers were requested. Please see page 20 on Renewal Application.

---

**TESTING DATA**

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For testing data and performance goals please refer to pages 4 to 22 in the Renewal Application.

---

**STANDARDS**

---

Vilonia Academy of Technology status for the 2005-2006 school year was of an accredited school. The most recent Annual Accreditation Status Report for Vilonia Academy of Technology 2005-2006 is attached.

2005-06 Status: Accredited

2004-05 Status: Accredited

---

**SPECIAL EDUCATION**

---

Mr. Mike Crowley, ADE Special Education Unit has reported to the Charter School Office that the Vilonia Academy of Technology conversion Charter School was monitored along with the District by the Special Education Unit on January 8-10, 2001. The conversion charter schools are not monitored separately from the home district. Currently, no pending compliance issues with the conversion school or the sponsoring district. Next scheduled monitoring will be scheduled as we complete our unit's revision of monitoring procedures this spring.

The Arkansas Department of Education – Charter School Office requested the following information from Ms. Jana Hayes, Special Education Director of Vilonia Public Schools.

- Basic information regarding the Special Education Program;
- How do students get into the program;
- Assurance that the Special Education students are not treated differently than the other kids.

The letter received from Ms. Janna Hayes is attached for your review.

---

## FACILITIES

---

1. **Charter School:** Vilonia Academy of Science and Technology
2. **Location:** P.O. Box 160 Vilonia, AR 72173
3. **General Observations:** This facility will be contained within the recently completed 5<sup>th</sup>, 6<sup>th</sup>, and 7<sup>th</sup> grade elementary school. The new school was constructed to the most recent standards. No adaptations are required.
4. **Academic Suitability:** No adaptations will need to be made to the building. It completely meets the state's suitability standard.
5. **ADA Accessibility:** The facility is completely accessible.
6. **Life Safety Codes:** There are no life safety code violations in this facility.
7. **Conclusions and Recommendations:** This building will meet all the tenets and aspects of the applicant. This facility is recommended for approval.

---

## FINANCE

---

- g. **Copy of most recent financial audit**
  - Report provided
- h. **Detailed Statement of Changes in Fund Balances**
  - Reports provided
- i. **Summary Revenue Status Report**
  - Reports provided
- j. **Summary Expenditure Status Report**
  - Reports provided

- k. Bank Reconciliation Report
- Report provided
  - October 2006 report is not reconciled
- l. Bank Account Statement
- Report provided

---

**LEGAL**

---

1.) Waivers:

Ark. Code Ann. §§ 6-15-1004, 6-17-401 and 6-17-902 (concerning highly qualified teachers, teacher licensure and the definition of a teacher):

The State Board may (but is not required to) waive the teacher certification requirement. However, the Board may not waive the requirements that charter school teachers have a bachelor's degree and meet content knowledge requirements if they teach core subjects.

- The ADE Rule Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program, Sections 5.02.4 and 5.03.2, requires that standardized assessments be administered according to procedures established by the ADE. The ADE's procedures require that certified teachers administer the standardized assessments. Violations of such procedures are subject to sanctions by the State Board pursuant to Ark. Code Ann. § 6-15-438.
- All teachers and school personnel must submit to the criminal background checks.

---

**OTHER**

---



# Vilonia Public Schools

Home of the Eagles

Frank Mitchell, Ed. D., Superintendent

TELEPHONE 501-796-2113 • P. O. BOX 160 • VILONIA, ARKANSAS 72173

March 16, 2007

ADE Charter School Department,

Enrollment for the Vilonia Academy of Technology is determined by a public lottery drawing. Parents of regular education and special education students have the opportunity to submit their child's name in the drawing. The drawing is held in the spring of the student's first grade year.

The Academy of Technology is in its third year. The last state monitoring of the special education program for Vilonia School District was prior to the school being established.

Sincerely,

Janna Hayes, Special Education Director

RECEIVED  
MAR 22 2007

CHARTER SCHOOL OFFICE

ANNUAL ACCREDITATION STATUS REPORT (2005-2006)

Run Date: 05/04/2006

Page #: 7

Lea: 23-07-701

School: ACADEMY OF TECHNOLOGY

2005-2006 Status: ACCREDITED  
 Review Date: Comments:

2004-2005 Status: ACCREDITED  
 Review Date: Comments:

2003-2004 Status:  
 Review Date: Comments:

|             |    |    |
|-------------|----|----|
| Enrollment- | K  | 0  |
|             | 1  | 0  |
|             | 2  | 25 |
|             | 3  | 24 |
|             | 4  | 25 |
|             | 5  | 0  |
|             | 6  | 0  |
|             | 7  | 0  |
|             | 8  | 0  |
|             | 9  | 0  |
|             | 10 | 0  |
|             | 11 | 0  |
|             | 12 | 0  |
|             | EE | 0  |
|             | SM | 0  |
|             | SS | 0  |
|             | 13 | 0  |

Total enrollment for 23-07-701: 74

|             |                 |      |
|-------------|-----------------|------|
| FTE Totals- | Counselor       | 0.00 |
|             | Principal       | 0.00 |
|             | Asst. Principal | 0.00 |
|             | Library/Media   | 0.00 |

Staff Development Hours: 30  
 Total Book Volume: 8201

Run Date: 05/04/2006

Page #: 7

Lea: 23-07-701

School: ACADEMY OF TECHNOLOGY

2005-2006 Status: ACCREDITED  
 Review Date: Comments:

2004-2005 Status: ACCREDITED  
 Review Date: Comments:

2003-2004 Status:  
 Review Date: Comments:

|             |    |    |
|-------------|----|----|
| Enrollment- | K  | 0  |
|             | 1  | 0  |
|             | 2  | 25 |
|             | 3  | 24 |
|             | 4  | 25 |
|             | 5  | 0  |
|             | 6  | 0  |
|             | 7  | 0  |
|             | 8  | 0  |
|             | 9  | 0  |
|             | 10 | 0  |
|             | 11 | 0  |
|             | 12 | 0  |
|             | EE | 0  |
|             | SM | 0  |
|             | SS | 0  |
|             | 13 | 0  |

Total enrollment for 23-07-701: 74

FTE Totals-

|                 |      |
|-----------------|------|
| Counselor       | 0.00 |
| Principal       | 0.00 |
| Asst. Principal | 0.00 |
| Library/Media   | 0.00 |

Staff Development Hours: 30  
 Total Book Volume: 8201

ARKANSAS DEPARTMENT OF  
**Education**

*Dr. T. Kenneth James, Commissioner*

4 State Capitol Mall • Little Rock, AR 72201-1071  
(501) 682-4475  
<http://ArkansasEd.org>

---

March 26, 2007

Mr. Gary L. Moore  
Benton County School of Arts  
2005 S. 12<sup>th</sup> Street  
Rogers, AR 72758

Re: Notice of State Board Meeting

Dear Mr. Gary Moore:

This letter is to inform you that your request for Renewal of your Open-Enrollment Charter School, Benton County Schools of Arts will be considered at the State Board of Education's meeting on May 14, 2007. The meeting is scheduled to begin at 9:00 a.m., and will be held in the Auditorium of the Arch Ford Education Building at #4 Capitol Mall in Little Rock.

Please ensure that you have all necessary personnel in attendance, as well as all documentation in order to address any questions from the Arkansas State Board of Education concerning your renewal application. The procedures for the hearing are contained in Section 16.00 of the Arkansas Department of Education Rules and Regulations Governing Charter Schools.

Please feel free to contact the Charter School Office at (501) 683-5313, should you have any questions.

Sincerely,



Dee Cox  
Special Programs Coordinator

DC/ms

---

**STATE BOARD OF EDUCATION:** Chair: Diane Tatum, Pine Bluff • Vice Chair: Randy Lawson, Bentonville  
Members: Sherry Burrow, Jonesboro • Jim Cooper, Melbourne  
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3 To Recipient's Name **Mr. Gary Moore** Phone **(479) 636-2272**  
 Company **Benton County School of Arts**  
 Address **2005 S. 12th Street**  
We cannot deliver to P.O. boxes or P.O. ZIP codes.  
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 City **Rogers** State **AR** ZIP **72758**  
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 FedEx 3Day Freight  
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5 Packaging  
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\* Declared value limit \$500.

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Signature for delivery: **519**



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March 28, 2007

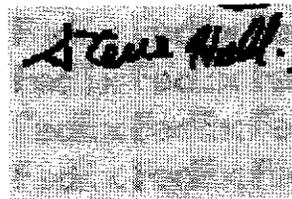
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BENTON COUNTY SCHOOL OF ARTS  
2005 S 12TH ST  
72758 US

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# Benton County School of the Arts

To: Mary Ann D Brown, Program Director Charter Schools  
From: Gary L. Moore, Administrator  
Re: Application Delay  
Date: January 3, 2007

Mary Ann,

As per our conversation concerning the submission of the renewal application for BCSA, I have now received the most recent audit from our auditor and have been able to include that in the application for renewal.

I appreciate your understanding in this matter. Our desire was to make our application as complete as possible with the most up to date information. Due to delays in receiving our most recent audit and financial statements from our auditor, it was not possible to include that information until today. We hope that you find our application complete and ready for review. If you have questions, please feel free to contact me.

Thanks again for your support and understanding

# OPEN ENROLLMENT CHARTER SCHOOL RENEWAL REPORT

BENTON COUNTY SCHOOL OF ARTS

Rogers, AR

---

## WAIVERS/ AMENDMENTS

---

Enrollment for 2005-06: 410

Enrollment for 2006-07: 420

---

## WAIVERS/ AMENDMENTS

---

**Amendments to Original Charter:** No changes were requested regarding grade levels to be served or enrollment. No changes were requested regarding educational program offered.

**Waivers:** No additional waivers were requested.

---

## TESTING DATA

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For testing data and performance goals please refer to pages 5 to 29 in the Renewal Application.

---

## STANDARDS

---

Benton County School of Arts status for the 2005-2006 school year was of an accredited school. The most recent Annual Accreditation Status Report for Benton County School of Arts 2005-2006 is attached.

2004-05 Status: Accredited

2005-06 Status: Accredited

---

## SPECIAL EDUCATION

---

BCSA reports a total of 28 students receiving special education services; (total enrollment at BCSA is 423). These services include students in resource placement and students receiving speech therapy. The resource teacher and the speech therapist are appropriately licensed in the areas for which they are providing services. BCSA last received a comprehensive monitoring for special education compliance in May, 2005; at that time they were found to have only one area that required a CAP (Compliance Action Plan). Upon notification of this CAP, assurances to implement corrective procedures were signed by Superintendent, Gary Moore and submitted to the ADE, Special Education Unit. There have been no hearings or complaint procedures filed with the Special Education Unit during the three-year period of this charter. All reporting data has been completed and filed with

the appropriate section of the Special Education Unit in a timely manner. BCSA has been represented at all in-service trainings regarding special education issues and IDEA (Individuals with Disabilities Education Act) compliance, provided by ADE.

This report is submitted to the ADE, Charter School Section, for inclusion in the overall report of the above open-enrollment charter schools to the Arkansas State Board of Education in consideration for renewal of their charters. If you have further questions, or need more information, contact: Marsha Tolson at 501-682-2379, or [marsha.tolson@arkansas.gov](mailto:marsha.tolson@arkansas.gov)

---

## FACILITIES

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1. **Charter School:** School of the Arts
2. **Location:** 2005 S. 12<sup>th</sup> Street, Rogers, AR 72758
3. **General Observations:** The facility is off of the main road New Hope. The facility appears large enough to support student enrollment. The facility is 2 metal buildings and 1 gym building. There is paved parking with ample handicapped spaces and parent/teacher parking. The playground is nicely equipped for play.
4. **Academic Suitability:** This facility is well suited to meet the academic needs of its students.
5. **ADA Accessibility:** The facility is 95% compliant. The ADA accessibility exception is 3 classrooms on the second floor of the gym.
6. **Life Safety Codes:** There is panic hardware in the facility. The gym building has a sprinkler system. The k-5 building is equipped with a security system.
7. **Conclusions and recommendations:** This facility is suitable for a charter school. It is equipped to meet the academic needs of its students.

---

## FINANCE

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- f. Copy of most recent financial audit
  - Report provided
- g. Detailed Statement of Changes in Fund Balances
  - Reports provided
  - Through November 30, 2006, Benton County School of the Arts had an Operating Fund balance of \$107,577
  - Through February 28, 2007, Benton County School of the Arts had an Operating Fund balance of \$234,170
- h. Summary Revenue Status Report

- Reports provided
  - In December 2006, state revenues declined by \$10,168 per month based on a decline in ADM of 12 to a current total of 422. Total decline in Foundation Funding is \$71,171.
- i. Summary Expenditure Status Report
- Reports provided
- j. Bank Reconciliation Report
- Report provided
  - November 2006 report is not reconciled. Benton County School of the Arts provided documentation that the November payroll was posted to December in error. The School stated it expected the bank account would be reconciled at the end of December 2006.
- k. Bank Account Statement
- Report provided

---

#### LEGAL

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- 1.) Waivers:
- a.) Ark. Code Ann. §§ 6-15-1004, 6-17-401 and 6-17-902 and Section 15.03 of the Standards for Accreditation Rules:
- The State Board may (but is not required to) waive the teacher certification requirement. However, the Board may not waive the requirements that charter school teachers have a bachelor's degree and meet content knowledge requirements if they teach core subjects.
  - The ADE Rule Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program, Sections 5.02.4 and 5.03.2, requires that standardized assessments be administered according to procedures established by the ADE. The ADE's procedures require that certified teachers administer the standardized assessments. Violations of such procedures are subject to sanctions by the State Board pursuant to Ark. Code Ann. § 6-15-438.
  - All teachers and school personnel must submit to the criminal background checks.
- b.) Ark. Code Ann. § 6-15-902 ("Uniform grading scale"): § 6-15-902 applies to public secondary schools; it may be used by public primary schools. To the extent that § 6-15-902 is applicable to grades K-8, its use may be waived as to non-core (i.e., elective) courses only.
- c.) Ark. Code Ann. § 6-17-919 ("Warrants void without valid certificate and contract"):

Under Ark. Code Ann. § 6-17-919, the only requirement which would be waived is the ability to pay a teacher's salary only upon the filing of a teacher's certificate with the county clerk's office, if the requirement of a teacher's certificate is waived for such teacher.

- d.) Ark. Code Ann. § 6-17-920 ("Examination of teacher's contracts"):

This Section is not capable of being waived by the Board, as the duties imposed by this Code section are upon the county clerk, and not upon Benton County School of the Arts.

---

**OTHER**

---

Run Date: 05/10/2006

Page #: 4

Lea: 04-40-701

School: BENTON COUNTY SCHOOL OF ARTS  
=====

2005-2006                      Status: ACCREDITED  
 Review Date:                      Comments:

-----

-----

2004-2005                      Status: ACCREDITED  
 Review Date:                      Comments:

-----

-----

2003-2004                      Status:  
 Review Date:                      Comments:

-----

-----

8315 PENDING BKGR CHK  
 111-11-1111 SCHOOL VIRTUAL

8311 NOT CERTIFIED  
 228-19-5600 LA VONA E CERNA

8313 JOB NOT CERT                      09/01/2006  
 231-76-5271 MARY M CABRERA  
 355010 Grade 5

8311 NOT CERTIFIED  
 266-73-1398

8311 NOT CERTIFIED  
 287-84-5059

8315 PENDING BKGR CHK  
 408-15-6938 CATHY A JULIUS

8311 NOT CERTIFIED  
 429-55-1483 HEATHER B CHAPPELL

8313 JOB NOT CERT                      09/01/2006  
 429-63-3915 GINA L EDWARDS  
 233010 Grade 3

Run Date: 05/10/2006

Page #: 5

Lea: 04-40-701

School: BENTON COUNTY SCHOOL OF ARTS

```

=====
8313 JOB NOT CERT                                09/01/2006
430-43-1280 DANA J CASH
355010 Grade 5

8313 JOB NOT CERT                                09/01/2006
430-55-6060 MICHELLE A STEELE
211010 Grade 1

8313 JOB NOT CERT                                09/01/2006
430-57-4819 JOHN M HUNEYCUTT
244010 Grade 4

8313 JOB NOT CERT                                09/01/2006
430-57-4819 JOHN M HUNEYCUTT
355010 Grade 5

8313 JOB NOT CERT                                09/01/2006
431-08-8629 DEBORAH K VAN DYKE
497140 Speech Pathology

8313 JOB NOT CERT                                09/01/2006
431-08-8629 DEBORAH K VAN DYKE
497150 Special Education

8313 JOB NOT CERT                                09/01/2006
431-47-3670
244010 Grade 4

8311 NOT CERTIFIED
431-53-2469

8311 NOT CERTIFIED
431-59-7185 CAROL J BUTTRAM

8313 JOB NOT CERT                                09/01/2006
432-39-9654 CORTNY R CRAWFORD
200020 Kindergarten Regular

8313 JOB NOT CERT                                09/01/2006
440-86-6366 DEDRA R POTTS
366310 Mathematics Grade 6

8313 JOB NOT CERT                                09/01/2005
440-86-6366 DEDRA R POTTS
377310 Mathematics Grade 7

8313 JOB NOT CERT                                09/01/2006
440-86-6366 DEDRA R POTTS
430000 Algebra I

8313 JOB NOT CERT                                09/01/2005
441-80-7726 CAMERON N MCCAIN
222010 Grade 2

```

Run Date: 05/10/2006

Page #: 6

Lea: 04-40-701

School: BENTON COUNTY SCHOOL OF ARTS  
=====8311 NOT CERTIFIED  
444-96-0722 JESSE C COLLETT8311 NOT CERTIFIED  
449-95-2208 SARAH R BURTON8313 JOB NOT CERT  
462-41-1855 CHRISTINE R NOLLENBERGER  
358820 Physical Activity 5 8

09/01/2006

8311 NOT CERTIFIED  
469-62-23398313 JOB NOT CERT  
486-52-6823 ROBERT E LENNOX  
366210 Science Grade 6

09/01/2005

8313 JOB NOT CERT  
486-52-6823 ROBERT E LENNOX  
377210 Science Grade 7

09/01/2006

8313 JOB NOT CERT  
486-52-6823 ROBERT E LENNOX  
388210 Science Grade 8

09/01/2006

8313 JOB NOT CERT  
498-86-1173 TAMBIE L KINNEY  
6031 Elementary Guidance Counselor

09/01/2006

8313 JOB NOT CERT  
498-86-1173 TAMBIE L KINNEY  
6090 Parent Facilitator

09/01/2006

8313 JOB NOT CERT  
498-86-1173 TAMBIE L KINNEY  
7580 Non Categorical Special Education

09/01/2006

8311 NOT CERTIFIED  
529-37-00388315 PENDING BKGR CHK  
529-74-1972 LINCOLN C PEARSON8311 NOT CERTIFIED  
545-59-6080 JULIE E KRAMER8312 CERT. EXPIRED  
589-34-0644 GENOVEVA ANCER

Run Date: 05/10/2006

Page #: 7

Lea: 04-40-701

School: BENTON COUNTY SCHOOL OF ARTS

|             |    |    |
|-------------|----|----|
| Enrollment- | K  | 54 |
|             | 1  | 54 |
|             | 2  | 52 |
|             | 3  | 60 |
|             | 4  | 58 |
|             | 5  | 42 |
|             | 6  | 30 |
|             | 7  | 30 |
|             | 8  | 22 |
|             | 9  | 0  |
|             | 10 | 0  |
|             | 11 | 0  |
|             | 12 | 0  |
|             | EE | 0  |
|             | SM | 0  |
|             | SS | 0  |
|             | 13 | 0  |

-----  
 Total enrollment for 04-40-701: 402

## FTE Totals-

|                 |      |
|-----------------|------|
| Counselor       | 1.00 |
| Principal       | 0.00 |
| Asst. Principal | 0.00 |
| Library/Media   | 1.00 |

|                          |      |
|--------------------------|------|
| Staff Development Hours: | 60   |
| Total Book Volume:       | 5500 |

Run Date: 05/10/2006

Page #: 1

Lea: 04-40-000

District:

County:

Supervisor: J. WALTERS

Lea: 04-40-700

School:

2005-2006

Status:

Review Date:

Comments:

8313 JOB NOT CERT  
431-08-8629 DEBORAH K VAN DYKE  
7520 Speech Pathology

09/01/2008  
CORRECTED EXCEPTION

Lea: 04-40-701

School: BENTON COUNTY SCHOOL OF ARTS

2005-2006

Status: ACCREDITED

Review Date:

Comments:

8201 PRINCIPAL FTE

CORRECTED EXCEPTION

13000 NO G/T

CORRECTED EXCEPTION

8313 JOB NOT CERT  
228-19-5600 LA VONA E CERNA  
377110

09/01/2008  
CORRECTED EXCEPTION

8313 JOB NOT CERT  
228-19-5600 LA VONA E CERNA  
388110

09/01/2008  
CORRECTED EXCEPTION

8316 GRADE LEVEL  
353-54-0970 SHELLY J ODELL  
355530

09/01/2008  
CORRECTED EXCEPTION

8311 NOT CERTIFIED  
430-23-5743 CAREN L MCNEIL

CORRECTED EXCEPTION

8311 NOT CERTIFIED  
431-59-7185 CAROL J BUTTRAM

CORRECTED EXCEPTION

8313 JOB NOT CERT  
432-13-7809 WILLIAM E SMITH  
244010

09/01/2008  
CORRECTED EXCEPTION

8313 JOB NOT CERT  
432-37-3156 MARY K WIMBERLY  
244010

09/01/2008  
CORRECTED EXCEPTION

8313 JOB NOT CERT  
432-39-7261 JESSICA C LOWE  
971500

09/01/2008  
CORRECTED EXCEPTION

Run Date: 05/10/2006  
Lea: 04-40-000  
County:

District:  
Supervisor: J. WALTERS

=====  
8311 NOT CERTIFIED CORRECTED EXCEPTION  
432-57-6291 JODI L HAMILTON

8311 NOT CERTIFIED CORRECTED EXCEPTION  
441-94-7809 AMY D ROACH

8311 NOT CERTIFIED CORRECTED EXCEPTION  
444-96-0722 JESSE C COLLETT

8313 JOB NOT CERT CORRECTED EXCEPTION  
462-41-1855 CHRISTINE R NOLLENBERGER 09/01/2008  
358850

8313 JOB NOT CERT CORRECTED EXCEPTION  
462-41-1855 CHRISTINE R NOLLENBERGER 09/01/2008  
6021 Elementary Library/Media Specialist

8311 NOT CERTIFIED CORRECTED EXCEPTION  
483-94-7799 JENNIFER C INLOW

8313 JOB NOT CERT CORRECTED EXCEPTION  
529-74-1972 LINCOLN C PEARSON 09/01/2008  
377710

8313 JOB NOT CERT CORRECTED EXCEPTION  
529-74-1972 LINCOLN C PEARSON 09/01/2008  
388710

8313 JOB NOT CERT CORRECTED EXCEPTION  
545-59-6080 JULIE E KRAMER 09/01/2008  
204520

8313 JOB NOT CERT CORRECTED EXCEPTION  
589-34-0644 GENOVEVA ANCER 09/01/2008  
204410  
=====

ARKANSAS DEPARTMENT OF  
**Education** 

*Dr. T. Kenneth James, Commissioner*

4 State Capitol Mall • Little Rock, AR 72201-1071  
(501) 682-4475  
<http://ArkansasEd.org>

---

March 26, 2007

Dr. Martin Schoppmeyer, Jr.  
Haas Hall Academy  
13370 Rheas Mill Road  
Farmington, AR 72730

Re: Notice of State Board Meeting

Dear Dr. Martin Schoppmeyer:

This letter is to inform you that your request for Renewal of your Open-Enrollment Charter School, Haas Hall Academy will be considered at the State Board of Education's meeting on May 14, 2007. The meeting is scheduled to begin at 9:00 a.m., and will be held in the Auditorium of the Arch Ford Education Building at #4 Capitol Mall in Little Rock.

Please ensure that you have all necessary personnel in attendance, as well as all documentation in order to address any questions from the Arkansas State Board of Education concerning your renewal application. The procedures for the hearing are contained in Section 16.00 of the Arkansas Department of Education Rules and Regulations Governing Charter Schools.

Please feel free to contact the Charter School Office at (501) 683-5313, should you have any questions.

Sincerely,



Dee Cox  
Special Programs Coordinator

DC/ms

---

**STATE BOARD OF EDUCATION:** Chair: Diane Tatum, Pine Bluff • Vice Chair: Randy Lawson, Bentonville  
Members: Sherry Burrow, Jonesboro • Jim Cooper, Melbourne  
Dr. Calvin King, Marianna • Dr. Tim Knight, Arkadelphia • Dr. Ben Mays, Clinton  
MaryJane Rebick, Little Rock • Dr. Naccaman Williams, Springdale

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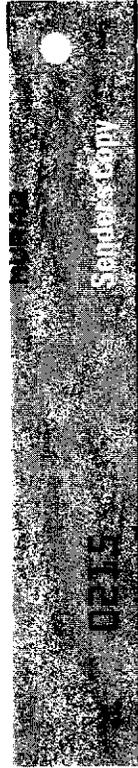
Company Dr. Martin Schoppmeyer  
Address 13370 Rhoads Mill Rd.  
We cannot deliver to PO, boxes or P.O. ZIP codes.

Address Farmington State AR ZIP 72730  
Dept./Floor/Suite/Room 0348245978



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 FedEx First Overnight  
 Next business morning, FedEx Standard Overnight, Saturday Delivery NOT available, unless SATURDAY Delivery is selected.

FedEx 2Day  
 FedEx Express Saver  
 Second business day, Thursday, Saturday Delivery NOT available, unless SATURDAY Delivery is selected. One-piece rate.

4b Express Freight Service  
 FedEx 1Day Freight  
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 FedEx 3Day Freight  
 Next business day, Second business day, Third business day, Saturday Delivery NOT available, unless SATURDAY Delivery is selected.

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 FedEx Small Pak\*  
 FedEx Tube  
 FedEx Box  
 Other  
 \*Declared value limit \$200.

6 Special Handling  
 SATURDAY Delivery  
 HOLD Weekday at FedEx Location  
 HOLD Saturday at FedEx Location  
 Includes FedEx Small Pak, FedEx Large Pak, and FedEx SurePost Pak. \*Declared value limit \$200.

7 Payment Bill to:  
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 Third Party  
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 Cash/Check  
 Sender: FedEx Acct. No. in Section 1 will be billed.

Total Packages 1 Total Weight 0.00 Total Declared Value\* \$ .00  
 Exp. Date

8 Residential Delivery Signature Options  
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 \*Signature required for delivery. See applicable FedEx website for details.

519  
 519



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Memphis, TN 38194-4643  
Telephone: 901-369-3600

March 28, 2007

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| <b>Signed for by:</b> | J.REED            | <b>Delivery date:</b>     | Mar 27, 2007 10:55        |
| <b>Service type:</b>  | Standard Envelope |                           |                           |

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|-------------------------|--------------|-------------------|--------------|
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|-------------------------|--------------|-------------------|--------------|

**Recipient:**  
DR MARTIN SCHOPPMAYER  
HAOS HALL ACADEMY  
13370 RHEAS MILL RD  
72730 US

**Shipper:**  
CHARTER SCHOOL OFFICE  
ARKANSAS DEPT OF ED  
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722011013 US

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# OPEN ENROLLMENT CHARTER SCHOOL RENEWAL REPORT

HAAS HALL ACADEMY

Farmington, AR

---

## ENROLLMENT

---

Enrollment for 2005-06: 47

Enrollment for 2006-07: 72

---

## WAIVERS/ AMENDMENTS

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**Amendments to Original Charter:** Haas Hall Academy is requesting to add 9<sup>th</sup> grade for the 2006-07 school year. For more information on educational program please refer to pages 15 to 26 of Renewal Application.

**Waivers:** Additional waivers were requested. Please refer to page 14 of Renewal Application.

---

## TESTING DATA REPORTED

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For testing data and performance goals please refer to pages 4 to 10 in the Renewal Application.

---

## STANDARDS

---

Haas Hall Academy status for the 2005-2006 school year was accredited probationary school. A visit was made to the school on October 10, 2006 and there were no concerns. The most recent Annual Accreditation Status Report for Haas Hall Academy 2005-2006 is attached.

2004-05 Status: Accredited

2005-06 Status: Accredited - Probationary

---

## SPECIAL EDUCATION

---

Haas Hall reports no special education students for the current school year.

This report is submitted to the ADE, Charter School Section, for inclusion in the overall report of the above open-enrollment charter schools to the Arkansas State Board of Education in consideration for renewal of their charters. If you have further questions, or need more information, contact: Marsha Tolson at 501-682-2379, or [marsha.tolson@arkansas.gov](mailto:marsha.tolson@arkansas.gov)

---

## FACILITIES

---

1. **Charter School:** Hass Hall Academy
2. **Location:** Rheas Mill Road, Farmington, AR 72730
3. **General Observations:** The facility is about 5 to 10 minutes off of highway 62. The facility is a metal building with a gravel parking lot in front and to the side of the building. The outside of the facility shows signs of age. The interior is well kept, and fairly new remodel work has been done. The office is located in front of the building. Half of the classrooms are located on the second floor, these classrooms are small. The computer lab is on the first floor; it is small but does contain computers and desks. The cafeteria/ lunch room also doubles as a large classroom.
4. **Academic Suitability:** 76 students are enrolled. Classrooms are small and hold from 4 to 15 students per class. All classes were full at the time the visit occurred. An addition is underway to fully meet the needs of this facility.
5. **ADA Accessibility:** Not all areas are ADA accessible. The lunch area and some classrooms are upstairs with no handicap accessibility. The hallways are narrow. The facility does have an ADA accessible restroom on the first floor.
6. **Life Safety Codes:** Panic hardware is installed. Security cameras cover the entire facility. There is a fire escape door located on the second floor.
7. **Conclusions and recommendations:** Although small, the school meets the needs of the current students' academic needs. Once the addition is complete, the school should meet the needs entirely of current and prospective students.

---

## FINANCE

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- f. Copy of most recent financial audit
  - Report provided
- g. Detailed Statement of Changes in Fund Balances
  - Reports provided
  - Through November 30, 2006, Haas Hall Academy had an Operating Fund balance of \$181,175
  - Through March 31, 2007, Haas Hall Academy had an Operating Fund balance of \$106,218
- h. Summary Revenue Status Report
  - Report provided
  - In December 2006, Revenues declined by \$19,534 per month based on a decline in ADM of 24 to a current total of 70. Total decline in Foundation Funding is \$136,737.

- i. Summary Expenditure Status Report
  - Report provided
  
- j. Bank Reconciliation Report
  - Report provided
  - November 2006 report is not reconciled.
  - The Reconciliation Report has outstanding expenditures from July 2004. These expenditures appear to be electronic payments, which should have been adjusted as 'cancelled' instead of remaining as 'outstanding'. Based on the information provided, it is not possible to estimate Haas Hall Academy's actual cash position.
  
- k. Bank Account Statement
  - Statement was not submitted

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**LEGAL**

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- 1.) p. 4, Application: "The Academy will use a random anonymous lottery for the selection of students in the event that the number of applications submitted exceeds the slots available for enrollment. The lottery will be conducted by grade level to assure a balance of students in each grade level. Students of staff, faculty, and board members will automatically be accepted." Haas Hall Academy's preferential admissions policy does not appear to comport with Arkansas law.
  
- 2.) p. 21: "Haas Hall Academy will utilize both synchronous and asynchronous distance learning assets, media and tools to meet the mandated Standards for Accreditation of Arkansas Public Schools. All distance learning courses except concurrent credit courses will use a curriculum designed to comply with the Arkansas Curriculum Frameworks and Arkansas Course Content Standards.

Haas Hall Academy will meet the Standards for Accreditation of Arkansas Public Schools for teaching not just offering the 38 required courses. Additionally, we will meet the Arkansas Curriculum Frameworks and Arkansas Course Content Standards utilizing traditional classroom instruction and the multitude of distance learning formats available."

The proposed curriculum may run afoul of Act 77 of the Second Extraordinary Session of 2003 (Act 77) (uncodified). Section Eight (8) of Act 77 requires that the ADE only fund charter schools which utilize Internet or distance-based learning technology as a "supplement" to the school's traditional classroom setting.

- 3.) Waivers:

- a.) Ark. Code Ann. §§ 6-15-1004, 6-17-401 and 6-17-902 and Section 15.03 of the Standards for Accreditation Rules (concerning highly qualified teachers, teacher licensure and the definition of a teacher):
- The State Board may (but is not required to) waive the teacher certification requirement. However, the Board may not waive the requirements that charter school teachers have a bachelor's degree and meet content knowledge requirements if they teach core subjects.
  - The ADE Rule Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program, Sections 5.02.4 and 5.03.2, requires that standardized assessments be administered according to procedures established by the ADE. The ADE's procedures require that certified teachers administer the standardized assessments. Violations of such procedures are subject to sanctions by the State Board pursuant to Ark. Code Ann. § 6-15-438.
  - All teachers and school personnel must submit to the criminal background checks.

- b.) Ark. Code Ann. §§ 6-20-1401, 6-20-1406 and 6-20-1407:

Construction standards are now handled by the Division of Public School Academic Facilities and Transportation.

- c.) Waivers from Teaching Journalism, Career and Technical Education, Agricultural Education, Workforce Education, Business Technology, Health Occupations, Home Economics Education, Marketing Technology, Trade, Industrial and Technical Education, and Work-Based Learning/Apprenticeship:

Such waivers can not be granted to the extent they affect high school graduation requirements, accountability and compliance with providing the thirty-eight (38) units of credit. (See Ark. Code Ann. § 6-23-401 (b)).

- d.) Ark. Code Ann. § 6-17-919 ("Warrants void without valid certificate and contract"):

Under Ark. Code Ann. § 6-17-919, the only requirement which would be waived is the ability to pay a teacher's salary only upon the filing of a teacher's certificate with the county clerk's office, if the requirement of a teacher's certificate is waived for such teacher.

- e.) Ark. Code Ann. § 6-17-920 ("Examination of teacher's contracts"):

This section is not capable of being waived by the Board, as the duties imposed by this Code section are upon the county clerk, and not upon Haas Hall.

ANNUAL ACCREDITATION STATUS REPORT (2005-2006)

Run Date: 05/10/2006

Page #: 1

Lea: 72-40-703

School: HAAS HALL ACADEMY

2005-2006 Status: ACCREDITED - PROBATIONARY  
 Review Date: 10/15/2006 Comments:

2400 SECONDARY COURSES  
 12 Math Electives  
 16 Vocal Music  
 17 Instrumental Music  
 18 Fine Arts Elective /adv

2004-2005 Status: ACCREDITED  
 Review Date: Comments:

2003-2004 Status:  
 Review Date: Comments:

|             |    |    |
|-------------|----|----|
| Enrollment- | K  | 0  |
|             | 1  | 0  |
|             | 2  | 0  |
|             | 3  | 0  |
|             | 4  | 0  |
|             | 5  | 0  |
|             | 6  | 0  |
|             | 7  | 0  |
|             | 8  | 0  |
|             | 9  | 0  |
|             | 10 | 26 |
|             | 11 | 16 |
|             | 12 | 5  |
|             | EE | 0  |
|             | SM | 0  |
|             | SS | 0  |
|             | 13 | 0  |

Total enrollment for 72-40-703: 47

FTE Totals-

|                 |      |
|-----------------|------|
| Counselor       | 1.00 |
| Principal       | 0.00 |
| Asst. Principal | 0.00 |
| Library/Media   | 0.28 |

Staff Development Hours: 60  
 Total Book Volume: 75000

Run Date: 05/10/2006  
 Lea: 72-40-000  
 County:

District:  
 Supervisor:

Lea: 72-40-703

School: HAAS HALL ACADEMY

2005-2006 Status: ACCREDITED - PROBATIONARY  
 Review Date: 10/15/2006 Comments:

|             |                                |            |                     |
|-------------|--------------------------------|------------|---------------------|
| 8201        | PRINCIPAL FTE                  |            | CORRECTED EXCEPTION |
| 9231        | LIB/MEDIA FTE                  |            | CORRECTED EXCEPTION |
| 13000       | NO G/T                         |            | CORRECTED EXCEPTION |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 418-27-0251 | BRANDON J HUTCHISON            |            |                     |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 429-67-9731 | JOSH B MCGEE                   |            |                     |
| 8313        | JOB NOT CERT                   | 09/01/2008 | CORRECTED EXCEPTION |
| 429-67-9731 | JOSH B MCGEE                   |            |                     |
| 6060        | Dean of Students               |            |                     |
| 8313        | JOB NOT CERT                   | 09/01/2008 | CORRECTED EXCEPTION |
| 429-67-9731 | JOSH B MCGEE                   |            |                     |
| 999100      |                                |            |                     |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 430-04-5766 | MARTIN W SCHOPPMAYER           |            |                     |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 431-55-5126 | ZACHARY FELDMAN                |            |                     |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 431-65-2975 | BILLY E HERRING JR             |            |                     |
| 8313        | JOB NOT CERT                   | 09/01/2008 | CORRECTED EXCEPTION |
| 431-80-6473 | JANET OUSTERHOUT               |            |                     |
| 6033        | High School Guidance Counselor |            |                     |
| 8311        | NOT CERTIFIED                  |            | CORRECTED EXCEPTION |
| 433-45-9010 | GENA MCGEE                     |            |                     |
| 8313        | JOB NOT CERT                   | 09/01/2008 | CORRECTED EXCEPTION |
| 440-98-9748 | JILL E SWANK                   |            |                     |
| 412000      |                                |            |                     |

Run Date: 05/10/2006

Lea: 72-40-000

County:

District:

Supervisor:

8313 JOB NOT CERT  
440-98-9748 JILL E SWANK  
413000

09/01/2008  
CORRECTED EXCEPTION

8313 JOB NOT CERT  
440-98-9748 JILL E SWANK  
414000

09/01/2008  
CORRECTED EXCEPTION

8313 JOB NOT CERT  
440-98-9748 JILL E SWANK  
6023 High School Library/Media Spec.

09/01/2008  
CORRECTED EXCEPTION

8311 NOT CERTIFIED  
441-72-9170 CA SCHOPPMAYER

CORRECTED EXCEPTION

8313 JOB NOT CERT  
572-62-3837 DIANA L LOWERY  
411000

09/01/2008  
CORRECTED EXCEPTION

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October 10, 2006

Dr. Martin W. Schoppmeyer, Jr., Superintendent  
Haas Hall Academy  
13370 Rheas Mill Road  
Farmington, Arkansas 72730

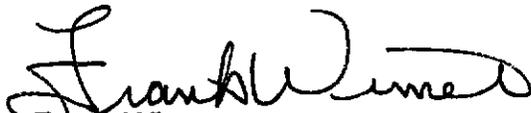
Dear Dr. Schoppmeyer,

Thank you for the professional courtesy during the recent Standards Assurance Unit on-site review of compliance issues evidenced on the final 2005-2006 Annual Accreditation Status Report for Haas Hall Academy. Based on the review conducted on September 8, 2006, there are continuing compliance concerns.

School schedules did reflect the teaching of all required courses though some course approvals were not available. Continue efforts to have all courses requiring ADE approval approved.

Please work with the assigned specialist to determine additional actions or evidence needed to address compliance issues. For further information, refer to Rules Governing Standards for Accreditation of Arkansas Public Schools.

Sincerely,

  
Frank Wimer  
Standards Assurance

pc: Johnie Walters, Specialist  
Standards Assurance Unit

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**STATE BOARD OF EDUCATION:** Chair: Diane Tatum, Pine Bluff • Vice Chair: Randy Lawson, Bentonville  
Members: Sherry Burrow, Jonesboro • Dr. Calvin King, Marianna • Dr. Tim Knight, Arkadelphia  
Dr. Ben Mays, Clinton • MaryJane Rebick, Little Rock • Dr. Naccaman Williams, Springdale

**COURSE SUBMISSION INFORMATION FORM**

- (1) **Date Received:** October 2, 2006
- (2) **School District/LEA#:** Haas Hall Academy # 7240
- (3) **Course Number:** 519060
- (4) **Course Title:** Creative Writing (1 credit = 120 clock hours)
- (5) **Subject Area/Licensure Code:** ADE Approved Language Arts
- (6) **Grades:** 9-12
- (7) **Review Status:** N/A
- (8) **Implementation Year:** 06/07
- (9) **2-Year Conditional Approval Expiration Date:** N/A
- (10) **Date Completed:** October 2, 2006
- (11) **Final Review Status:** Approved
- (12) **Course Description Required:** Yes or No (circle one)

**Approval:**

*CB* Chris Barnes

Arkansas Department of Education  
Curriculum, Assessment and Research

**Distribution Approval Process:**

Step 1: Jim Boardman, Number System

Step 2: Frank Wimer, Standards/Licensure Number

Step 3: Carmen Jordan, Crosswalk

Step 4: Doris Stewart, Course Database

Step 5: Course Database Posting Notification to Chris Barnes

**Note:** Refer to Director's Memo Number: ACC-04-002

**COURSE SUBMISSION INFORMATION FORM**

- (1) **Date Received:** October 2, 2006
- (2) **School District/LEA#:** Haas Hall Academy # 7240
- (3) **Course Number:** 519060
- (4) **Course Title:** Philosophy (1 credit = 120 clock hours)
- (5) **Subject Area/Licensure Code:** ADE Approved Language Arts
- (6) **Grades:** 9-12
- (7) **Review Status:** N/A
- (8) **Implementation Year:** 06/07
- (9) **2-Year Conditional Approval Expiration Date:** N/A
- (10) **Date Completed:** October 2, 2006
- (11) **Final Review Status:** Approved
- (12) **Course Description Required:** Yes or No (circle one)

 **Approval:**  
**Chris Barnes**  
**Arkansas Department of Education**  
**Curriculum, Assessment and Research**

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